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JAMES E. "TREY" TRAINOR, III

RECEIVED
OCT 24 2011

GALVESTON COUNTY JUDGE
DIRECT DIAL (512) 623-6700
EMAIL: TTRAINOR@BMPLLP.COM

October 19, 2011

Chief, Voting Section
Civil Rights Division
Room 7254-NWB
U.S. Department of Justice
950 Pennsylvania Ave., NW
Washington, D.C. 20530

Re: Submission under Section 5, Voting Rights Act of 2011 redistricting of Justice of the peace/constable precincts for Galveston County, Texas and request for expedited consideration

Dear Voting Section:

On behalf of Galveston County, Texas (hereinafter, "County"), I hereby submit the following changes affecting voting for consideration pursuant to 42 U.S.C. §1973(c).

Galveston County seeks preclearance of its August 30, 2011 Order adopting changes to the boundaries of two of its justice of the peace/constable precincts.

The changes to the justice of the peace/constable precincts were a result of population changes identified in the 2010 Census and the County Commissioners Court evaluation of convenience of the citizens in accessing the services of the courts.

Galveston County respectfully requests expedited consideration of this submission pursuant to 28 C.F.R. §51.34 for preclearance by November 12, 2011, the first date on which candidates may apply for a place on a Republican or Democrat primary ballot. December 12, 2011 will conclude the period within which candidates may file an application for a place on the primary ballot.

In compliance with 28 C.F.R. Part 51, I am supplying the following information, or references to the relevant attachment where the information is located, on behalf of the County:

Section 51.27

- (a) A copy of any ordinance, enactment, order or regulation embodying a change affecting voting.**

A copy of the Galveston County Commissioners Court Order adopting the boundary changes for its justice of the peace/constable precincts is attached to this submission as Exhibit "A."

- (b) A copy of any ordinance, enactment, order, or regulation embodying the vote practice that is proposed to be repealed, amended, or otherwise changed.**

A copy of the Galveston County Commissioners Court Order adopting the existing justice of the peace/constable precincts is attached to this submission as Exhibit "B."

- (c) If the change affecting voting is not readily apparent on the face of the documents provided under paragraph (a) and (b) of this section or is not embodied in a document, a clear statement of the change explaining the difference between the submitted change and the prior law or practice, or explanatory materials adequate to disclose to the Attorney General the difference between the prior and proposed situation with respect to voting.**

The change alters the boundaries of all of the justice of the peace/constable precincts in Galveston County and reduces the number of precincts from eight (8) to five (5). The difference in population and demographics between the newly adopted and current precincts is shown in the following charts.

A map showing the new precincts is attached as Exhibit "C", and a map of the prior precincts is attached as Exhibit "D." Additionally, both maps are submitted in .dbf format on the enclosed disk.

Existing Districts Total Population

District	Persons	Deviation	Hispanic % of Total Population	Non- Hispanic Anglo % of Total Population	Non- Hispanic Black % of Total Population	Non- Hispanic Asian % of Total Population	Non- Hispanic Other % of Total Population
1	36,018	-1.09%	30.22	52.71	11.16	3.92	0.08
2	12,708	-65.10%	32.37	26.63	38.46	0.61	0.12
3	23,163	-36.39%	20.19	28.96	48.69	0.45	0.10
4	30,305	-16.78%	14.63	80.17	3.21	0.50	0.09
5	37,350	2.57%	29.22	45.49	22.39	1.11	0.13
7	60,107	65.07%	23.12	66.35	5.35	3.24	0.20
8	89,241	145.07%	17.93	67.74	7.26	4.92	0.18
9	2,417	-93.36%	14.60	81.18	0.66	0.74	0.08
Totals	291,309						

2011 Adopted Districts Total Population

District	Persons	Deviation	Hispanic % of Total Population	Non- Hispanic Anglo % of Total Population	Non- Hispanic Black % of Total Population	Non- Hispanic Asian % of Total Population	Non- Hispanic Other % of Total Population
1	88,852	52.50%	17.94	67.70	7.27	4.93	0.18
2	83,092	42.62%	24.96	62.62	7.96	2.56	0.18
3	84,740	45.45%	27.64	39.08	29.26	2.12	0.10
4	32,208	-44.72%	14.93	78.82	4.18	0.57	0.08
5	2,417	-95.85%	14.60	81.18	0.66	0.74	0.08
Totals	291,309						

Existing Districts Voting Age Population

District	Total VAP	Hispanic % of Total VAP	Non- Hispanic Anglo % of Total VAP	Non- Hispanic Black % of Total VAP	Non- Hispanic Asian % of Total VAP	Non- Hispanic Other % of Total VAP
1	29,371	26.50	57.23	10.46	4.06	0.09
2	10,008	29.40	30.67	37.56	0.71	0.14
3	17,292	17.31	32.58	48.37	0.50	0.08
4	23,167	12.70	82.81	2.70	0.52	0.10
5	27,410	25.90	50.26	21.24	1.24	0.11
7	44,140	19.49	70.42	5.14	3.28	0.18
8	63,708	15.81	70.55	7.06	4.96	0.15
9	2,046	10.51	85.78	0.68	0.73	0.05
Totals	217,142					

2011 Adopted Districts Voting Age Population

District	Total VAP	Hispanic % of Total VAP	Non- Hispanic Anglo % of Total VAP	Non- Hispanic Black % of Total VAP	Non- Hispanic Asian % of Total VAP	Non- Hispanic Other % of Total VAP
1	63,408	15.81	70.52	7.08	4.97	0.15
2	61,170	21.35	66.80	7.67	2.61	0.16
3	65,934	24.49	43.84	27.79	2.30	0.10
4	24,584	13.02	81.45	3.69	0.60	0.09
5	2,046	10.51	85.78	0.68	0.73	0.05
Totals	217,142					

- (d) **The name, title, address and telephone number of the person making the submission.**

The person making the submission is Mr. James E. "Trey" Trainor, III at the law firm of Beirne, Maynard & Parsons, L.L.P., 401 W. 15th Street, Suite 845, Austin, Texas 78701, phone (512) 623-6700 and fax (512) 623-6701

- (e) **The name of the submitting authority and the name of the jurisdiction responsible for the change, if different.**

The name of the submitting authority is Galveston County, Texas

- (f) If the submission is not from a State or county, the name of the county and State in which the submitting authority is located.**

Not applicable

- (g) Identification of the person or body responsible for making the change and the mode of decision (e.g., act of State legislature, ordinance of city council, administrative decision by registrar).**

The changes to the justice of the peace/constable precincts were adopted by the Galveston County Commissioners Court by Order dated August 30, 2011.

- h) A statement identifying the statutory or other authority under which the jurisdiction undertakes the change and a description of the procedures the jurisdiction was required to follow in deciding to undertake the change.**

The proposed changes to the justice of the peace/constable precincts boundaries are made pursuant to Texas Constitution Article 5, § 18(a). This state constitutional provision authorizes a Texas County of a population of 50,000 or more, according to the most recent federal census, acting through its Commissioners Court, and for the convenience of the people, from time to time, to divide the county into not less than four and not more than eight precincts. Subsection (a) of Article 5, § 18, provides that, in a county with a population of 150,000 or more, according to the federal census, each precinct may contain more than one justice of the peace court.

Further, Texas Local Government Code § 81.021(a) provides that a commissioners court order that orders a change in the boundaries of justice of the peace/constable precincts may specify in its order an effective date of the change that is not later than January 1 following the next general election.

- (i) The date of adoption of the change affecting voting.**

The changes to commissioner precincts were adopted by the Commissioners Court of Galveston County, Texas by Order dated August 30, 2011.

- (j) The date on which the change is to take effect.**

The order is effective on the later of January 1, 2012 or when preclearance is obtained.

- (k) A statement that the change has not yet been enforced or administered, or an explanation of why such statement cannot be made.**

The change has not yet been enforced or administered.

- (l) Where the change will affect less than the entire jurisdiction, an explanation of the scope of the change.**

The change affects the entire jurisdiction of Galveston County, Texas.

- (m) A statement of the reasons for the change.**

The proposed changes in the justice of the peace/constable precincts were undertaken by the County after the 2010 Census as part of their periodic analysis of the use and allocation of county resources for the convenience of the people. The change will make access to the justice of the peace courts more convenient for the people.

- (n) A statement of the anticipated effect of the change on members of racial or language minority groups.**

The proposed changes in justice of the peace/constable precincts are in compliance with all applicable federal laws and neither has the purpose nor will have the effect of denying or abridging the right to vote on account of race, color, or membership in a language minority. The proposed change does not retrogress racial or language minorities' ability to effectively exercise their electoral franchise.

The reduction in the number of justice of the peace/constable precincts will reduce the attendant costs associated with running the six additional offices (three justices of the peace and three constables, not including administrative support staff). However, the proposed plan should retain roughly the same percentage of majority-minority justices of the peace/constables districts as the current plan.

To obtain the cost savings associated with consolidating justice of the peace/constable precincts, the adopted changes join the current precincts one and two together on Galveston Island and then extending that district onto the mainland with precinct three. Additionally, current precincts five and seven are consolidated together.

Given the unique geography of Galveston County, which has two dramatically isolated geographic components – Galveston Island and Bolivar Peninsula – the proposed plan reshaped the current configuration of districts to more conveniently accommodate the citizens. Bolivar Peninsula, which is only linked to the remainder of Galveston County via a ferry, maintains a justice of the peace/constable district unto itself while the entirety

of Galveston Island has been placed into one district and joined to the mainland. The proposed plan accomplished the joining of Galveston Island to the mainland while still maintaining the ability of the minority community to elect the candidate of their choice.

- (o) **A statement identifying any past or pending litigation concerning the change or related voting practices.**

There is currently no litigation involving the County's newly enacted justice of the peace/constable redistricting plan.

- (p) **A statement that the prior practice has been precleared (with the date) or is not subject to the preclearance requirement and a statement that the procedure for the adoption of the change has been precleared (with the date) or is not subject to the preclearance requirement, or an explanation of why such statement cannot be made.**

The prior redistricting plan was precleared on December 3, 1999. A copy of the prior preclearance letter is attached hereto as Exhibit "E."

Section 51.28

- (a) **Demographic information**

- (1) **Total and voting age population of the affected area before and after the change, by race and language group.**

See charts above in response to Section 51.27(c).

- (2) **The number of registered voters for the affected area by voting precinct before and after the change, by race and language group.**

Data on registration by race is not collected or reported in Texas, although it is possible to determine the approximate number of persons who are registered voters who have Spanish surnames. This information, reported by the Texas Secretary of State, is attached as Exhibit "F."

- (3) **Any estimates of population, by race and language group, made in connection with the adoption of the change.**

It was not necessary to make any estimates in connection with the adoption of the change.

- (b) **Maps**

(1) The prior and new boundaries of the voting unit or units.

Maps depicting the newly adopted and the current commissioner precincts are attached hereto as Exhibits "C" and "D," respectively.

(2) The prior and new boundaries of voting precincts.

The change does not affect voting precincts.

(3) The location of racial and language minority groups.

The maps are included on the disk included with this submission.

(4) Any natural boundaries or geographical features that influenced the selection of the prior or new units.

All adjustments to the boundaries of the territories constituting the new justice of the peace/constable precincts are based on 2010 Census Geography as depicted on the latest TIGER files available from the Census Bureau. The precise boundaries of the census blocks used to build the justice of the peace/constable precincts, in many instances, follow highways, county roads, city streets, and other geographic features, all as depicted in the 2010 TIGER files and as further depicted in the attached map of the proposed justice of the peace/constable precincts as Exhibit "C."

(5) The location of prior and new polling places.

The change does not affect polling places.

(6) The location of prior and new voter registration sites.

The change does not affect voter registration.

(c) Annexations

Not applicable.

(d) Election Returns

Election returns for the past ten (10) years are being provided on magnetic media. Additionally, election returns from 2007 to 2010 may also be accessed on the County's website at <http://www.galvestonvotes.org/Resources/PastElectionReturns.html>.

(e) Language usage

Not applicable.

(f) Publicity and participation

From the outset of the redistricting process, the Galveston County Commissioners Court took steps to ensure the full participation of all interested persons and groups. Specifically, the County conducted five (5) public hearings in addition to two regularly scheduled Commissioners Court meetings to take public input on redistricting.

At a Commissioners Court meeting held on August 2, 2011, the County's redistricting consultants presented a preliminary demographic report showing the results of the 2010 Census. At this meeting, the Court was presented with a preliminary redistricting proposal for justice of the peace precincts and accepted public comment.

The Commissioners Court then conducted five (5) public hearings at various locations throughout the County to receive public comment on redistricting of county commissioner and justice of the peace precincts. The following is a list of the dates, times and locations of those meetings:

Date	Time	Location	Address
08/15/11	7:00 p.m.	Calder Road Annex	174 Calder Road League City, TX 77573
08/16/11	6:00 p.m.	West County Annex	11730 State Hwy. 6 Santa Fe, TX 77510
08/17/11	6:00 p.m.	Crystal Beach Annex	946 Noble Carl Road Crystal Beach, TX 77650
08/22/11	7:00 p.m.	Nessler Center	2010 Fifth Avenue North Texas City, TX 77590
08/23/11	7:00 p.m.	Galveston County Courthouse	722 Moody Galveston, TX 77550

The Commissioner Court met again on August 30, 2011, and received comment from the County's redistricting consultants and was presented with a new proposal. This proposal was adopted by the Commissioner Court by a vote of three to two.

(1) Copies of newspaper articles discussing the proposed change.

Copies of newspaper articles discussing the proposed changes are attached as Exhibit "G."

- (2) **Copies of public notices that describe the proposed change and invite public comment or participation in hearings and statements regarding where such public notices appeared (e.g., newspaper, radio, or television, posted in public buildings, sent to identified individuals or groups).**

A copy of the notices of the public hearings and agendas of the Commissioners Court meetings at which the redistricting plans were discussed and/or adopted are attached as Exhibit "H."

- (3) **Minutes or accounts of public hearings concerning the proposed change.**

Minutes of the Commissioners Court Meetings at which the proposed redistricting plans were discussed and adopted are attached as Exhibit "I." The meetings were tape recorded, and a transcript will be provided upon request.

- (4) **Statements, speeches, and other public communications concerning the proposed change.**

Statements and public communications are reflected in the newspaper articles and minutes of the Commissioner Court meetings.

- (5) **Copies of comments from the general public.**

Comments from the general public are reflected in the newspaper articles and minutes of the Commissioners Court meetings.

- (6) **Excerpts from legislative journals containing discussion of a submitted enactment, or other material revealing its legislative purpose.**

Not applicable.

- (g) **Availability of the submission**

Attached as Exhibit "J" is a copy of the public notice which will be posted at the Galveston County Courthouse stating the availability of the preclearance submission for public inspection.

A duplicate copy of the submission is available for public inspection during normal business hours at the Galveston County Courthouse, Galveston, Texas.

- (h) **Minority group contacts**

Voting Section, Civil Rights Division, Dept. of Justice
October 19, 2011
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The following individuals reside in Galveston County, Texas, and are familiar with the proposed change, and were active in the political process by which the Plan was adopted:

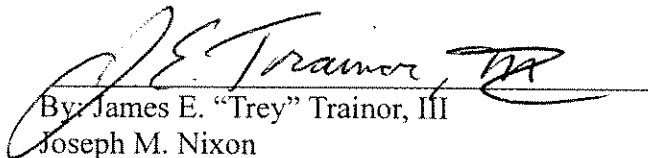
The Honorable Stephen Holmes Commissioner, Precinct 3 2516 Texas Avenue, Room 121 Texas City, TX 77590 (409) 770-5806	Dr. Dotti Jones College of the Mainland 1200 Amburn Road Texas City, TX 77591 (409) 938-1211
Rev. James Daniels 2327 Texas Avenue Texas City, TX 77590	Henry Gomez P.O. Box 3785 Galveston, TX 77552

It has been the purpose of this submission to provide available relevant information that will be helpful to the Department without unduly burdening the record. Please let me know if there is any underlying data or other information that the Department would find helpful when reviewing this submission.

Thank you for your assistance and expedited consideration.

Respectfully submitted,

BEIRNE MAYNARD & PARSONS L.L.P.
401 W. 15th Street, Suite 845
Austin, Texas 78701
(512) 623-6700
(512) 623-6701 fax


By: James E. "Trey" Trainor, III
Joseph M. Nixon

ATTORNEYS FOR GALVESTON COUNTY, TEXAS

Exhibit A

On this the 30th day of August, 2011 the Commissioners Court of Galveston County, Texas convened in a regularly scheduled meeting with the following members thereof present:

Mark Henry, County Judge;
Patrick Doyle, Commissioner, Precinct No. 1;
Kevin O'Brien, Commissioner, Precinct No. 2;
Stephen D. Holmes, Commissioner, Precinct No. 3; and
Kenneth Clark, Commissioner, Precinct No. 4.

When the following proceedings, among others were had, to wit:

<p style="text-align: center;">An Order Establishing the Boundaries of the Justice Precincts In Galveston County</p>

Whereas, Article 5, Section 18 (a) of the Texas Constitution provides that each county of the State having a population of at least 50,000 persons may be divided from time to time, for the convenience of the people, into not less than four nor more than eight justice precincts; and

Whereas, due to the rapid expansion of population, the Commissioners' Court of Galveston County, Texas finds it appropriate to adjust the boundaries of several of the County's justice precincts to better address and serve the needs and convenience of the people; and

Whereas, since Galveston County has a population greater than 150,000 according to the 2010 decennial federal census, under Article 5, Section 18(a) of the Texas Constitution, each justice precinct in Galveston County may have more than one justice of the peace; and

Whereas, in making changes to the existing justice precinct configurations and to the existing number of justice precincts in the County, consideration was given to the various requirements of Texas law including the Texas Constitution, the Texas Election Code, the Texas Government Code and the Texas Local Government Code and to the requirements set forth in the federal Voting Rights Act of 1965, as amended; and

Whereas, where justice precincts have been abolished, or where incumbent justices of the peace or constables, as a result of the reconfiguration of justice precincts, are no longer residents of the justice precinct from which they were elected, incumbent justices of the peace and constables are entitled, under Section 5 Section 18(c) of the Texas Constitution, to serve the remainder of the terms of office to which they have been previously elected. Such remaining terms of office are to be served in the new justice precincts in which the said incumbent justices of the peace will thereafter reside rather than the precincts from which they were elected.

It is Therefore Ordered that, effective on January 1, 2012, Galveston County shall be divided into five (5) justice precincts, the boundaries of which remaining justice precincts shall be redrawn as hereinafter described. Exhibit A attached to this Order is a map that accurately depicts the boundaries and territories of the respective justice precinct boundaries as redrawn pursuant to this Order.

Be it Further Ordered that each justice of the peace and constable in office on the effective date of this whose justice precinct has been abolished, or who is no longer a resident of the justice precinct from which elected, shall serve the full term of office to which each was elected or appointed, as the case may be, in the reconfigured precinct in which the said incumbent justice of the peace or constable resides, for the full term to which each was elected or appointed, even though a change in justice precinct boundaries places the said incumbent's residence outside the precinct from which he or she was elected or appointed, and notwithstanding that such service in office temporarily results in additional justices of the peace or constables serving in a justice precinct.

Upon Motion of Commissioner Kenneth Clark and Seconded by Commissioner Kevin O'Brien, the above **Redistricting Plan** was passed by a vote of 3 to 2 this 30th day of August, 2011.

County of Galveston

By:


Mark Henry, County Judge

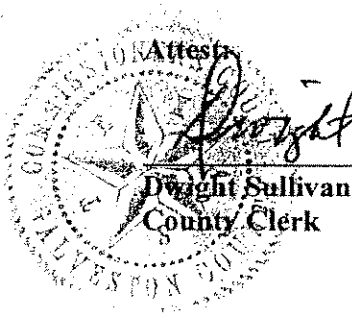


Exhibit B

On this the 5th day of November, 2001, the Commissioners' Court of Galveston County, Texas, convened in a regularly scheduled meeting with the following members thereof present:

James D. Yarbrough, County Judge;
Eddie Barr, Commissioner, Precinct No. 1;
Eddie Janek, Commissioner, Precinct No. 2;
Stephen D. Holmes, Commissioner, Precinct No. 3;
Kenneth Clark, Commissioner, Precinct No. 4; and
Patricia Ritchie, County Clerk

when the following proceedings, among others, were had, to wit:

<p style="text-align: center;">An Order Establishing the Boundaries of the Justice Precincts in Galveston County</p>

Whereas, Article 5, Section 18(a) of the Texas Constitution provides that each county of the State having a population of at least 50,000 persons may be divided from time to time, for the convenience of the people, into not less than four nor more than eight justice precincts; and

Whereas, due to the rapid expansion of population, the Commissioners' Court of Galveston County, Texas finds it appropriate to adjust the boundaries of several of the County's justice precincts to better address and serve the needs and convenience of the people; and

Whereas, since Galveston County has a population greater than 150,000 according to the 2000 decennial federal census, under Article 5, Section 18(a) of the Texas Constitution, each justice precinct in Galveston County may have more than one justice of the peace; and

Whereas, in making changes to the existing justice precinct configurations and to the existing number of justice precincts in the County, consideration was given to the new county commissioners precincts, and to the various requirements of Texas law including the Texas Constitution, the Texas Election Code, the Texas Government Code and the Texas Local Government Code and to the requirements set forth in the federal Voting Rights Act of 1965, as amended; and

Whereas, there are currently nine (9) justice precincts in Galveston County pursuant to a court order entered in *Hoskins v. Hannah*, Civil Action No. G-92-12, S. D. Tex (Aug. 19, 1992). Nine (9) precincts are greater than that authorized to be created by a county under Texas law. Recognizing this, the *Hoskins* court order calls for the return by the County to a number of justice precincts permitted by Texas law on or before December 2, 2001. It is therefore necessary for this Commissioners Court to abolish at least one (1) of the nine (9) existing justice precincts; and

Whereas, where justice precincts have been abolished, or where incumbent justices of the peace or constables, as a result of the reconfiguration of justice precincts, are no longer residents of the justice precinct from which they were elected, incumbent justices of the peace and constables are entitled, under Article 5 Section 18(c) of the Texas Constitution, to serve the remainder of the terms of office to which they have been previously elected. Such remaining terms of office are to be served in the new justice precincts in which the said incumbent justices of the peace will thereafter reside rather than the precincts from which they were elected;

It is Therefore Ordered by the Commissioners' Court of Galveston County, Texas, that, effective on January 1, 2002 existing Justice Precinct 6 shall be abolished, and thereafter Galveston County shall be divided into eight (8) justice precincts, the boundaries of which remaining justice precincts shall be redrawn as hereinafter described. Exhibit A attached to this Order is a map denoted "Galveston County Justice Precincts 8-JP Illustrative Plan 5 Revision 3" that accurately depicts the boundaries and territories of the respective justice precinct boundaries as redrawn pursuant to this Order. Exhibit B attached to this Order is a list of the 2000 Census blocks assigned hereby to each respective justice precinct. Exhibit C to this Order is a written description of the reconfigured boundaries of remaining Justice Precincts 1-5 and 7-9, which shall be renumbered consecutively as Justice Precincts 1-8. Exhibits A, B and C are incorporated by reference into and made a part of this Order.

Be it Further Ordered that, effective on January 1, 2003, Voting Precinct 467 shall be moved from Justice of the Peace Precinct 8 into Justice of the Peace Precinct 7 and thereafter Galveston County shall be divided into eight (8) justice precincts, the boundaries of which remaining justice precincts shall be redrawn as hereinafter described. Exhibit D attached to this Order is a map denoted "Galveston County Justice Precincts 8-JP Illustrative Plan 5 Revision 4" that accurately depicts the boundaries and territories of the respective justice precinct boundaries as redrawn pursuant to this Order. Exhibit E attached to this Order is a list of the 2000 Census blocks assigned hereby to each respective justice precinct. Exhibit F to this Order is a written description of the reconfigured boundaries of Justice Precincts 1-5 and 7-9, which shall be renumbered consecutively as Justice Precincts 1-8. Exhibits D, E and F are also incorporated by reference into and made a part of this Order.

Be it Further Ordered that, since Galveston County has a population greater than 150,000, there shall be created hereby a second justice of the peace position in reconfigured Justice Precinct 8, so that said justice precinct shall thereafter have two justice of the peace positions, designated "Justice of the Peace, Place 1" and "Justice of the Peace, Place 2," respectively.

Be it Further Ordered that the creation of the said additional justice of the peace position in Justice Precinct 8 known as Justice of the Peace, Place 1 is to be effective on January 1, 2003; and

Be it Further Ordered that candidates for both justice of the peace positions in said Justice Precinct 8 shall run for office at the next general election, following the effective date of this Order, *i.e.*, in November 2002. Candidates for office of Justice of the Peace, Place 1 shall run at such general election for an unexpired two (2)-year term for such office, with the term thereafter to be of four (4) years' duration; and candidates for office of Justice of the Peace, Place 2 shall run at such general election for a full term of office of four (4) years, consistent with the requirements of applicable Texas law; and

Be it Further Ordered that each justice of the peace and constable in office on the effective date of this Order whose justice precinct has been abolished, or who is no longer a resident of the justice precinct from which elected, shall serve the full term of office to which each was elected or appointed, as the case may be, in the reconfigured precinct in which the said incumbent justice of the peace or constable resides, for the full term to which each was elected or appointed, even though a change in justice precinct boundaries places the said incumbent's residence outside the precinct from which he or she was elected or appointed, and notwithstanding that such service in office temporarily results in additional justices of the peace or constables serving in a justice precinct.

Be it Further Ordered that this Order supercedes the Order previously passed by this Court on the 8th day of October, 2001.

Upon Motion of County Commissioner Kenneth Clark and Seconded by Commissioner Eddie Barr, the above **Order** was unanimously passed this 5th day of November, 2001.

County of Galveston

By: _____

James D. Yarbrough, County Judge

Attest:

Patricia Ritchie

County Clerk

Depts\commct\redistri\JP and Constable Final Resolution November 5

Exhibit C

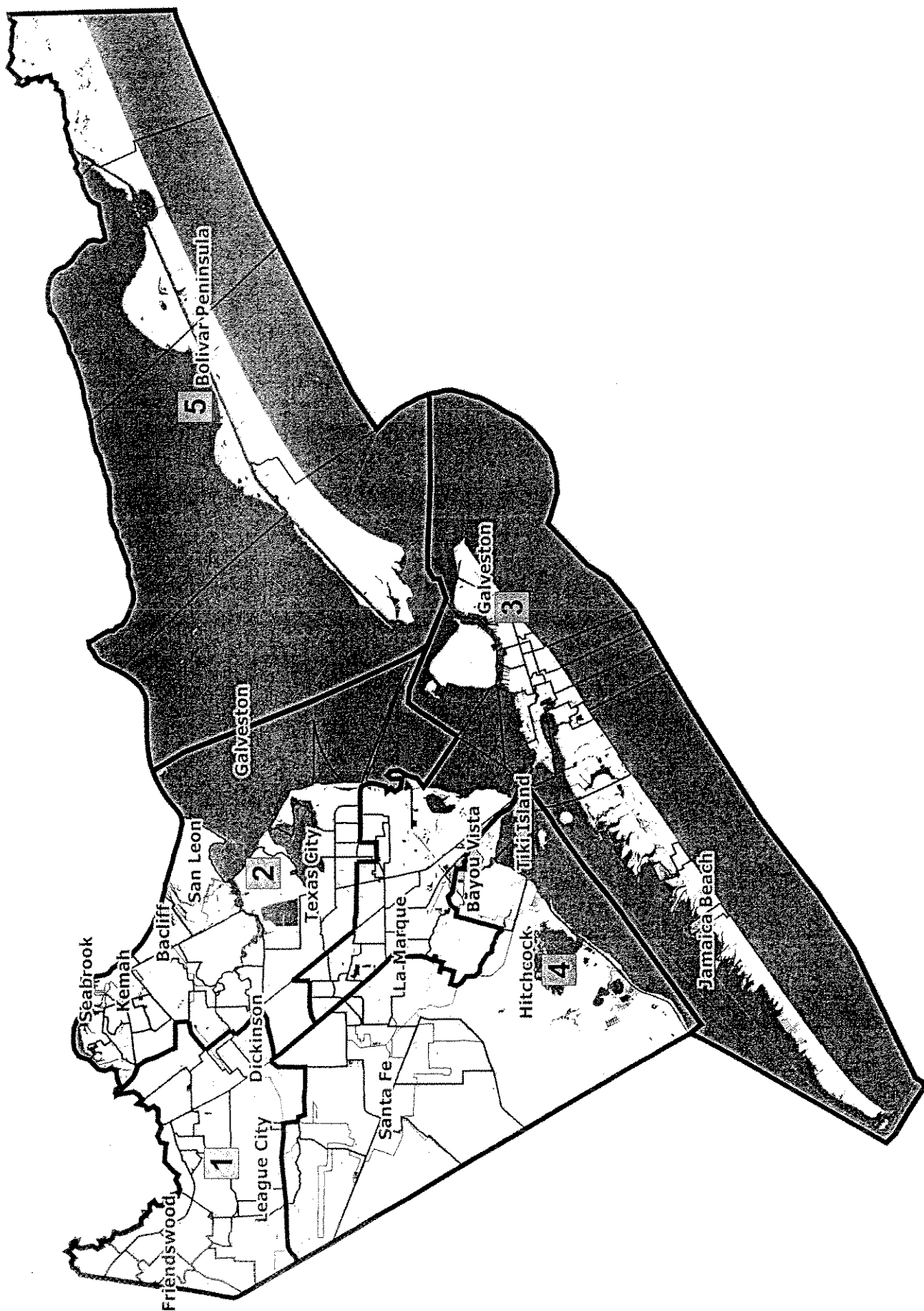


Exhibit D

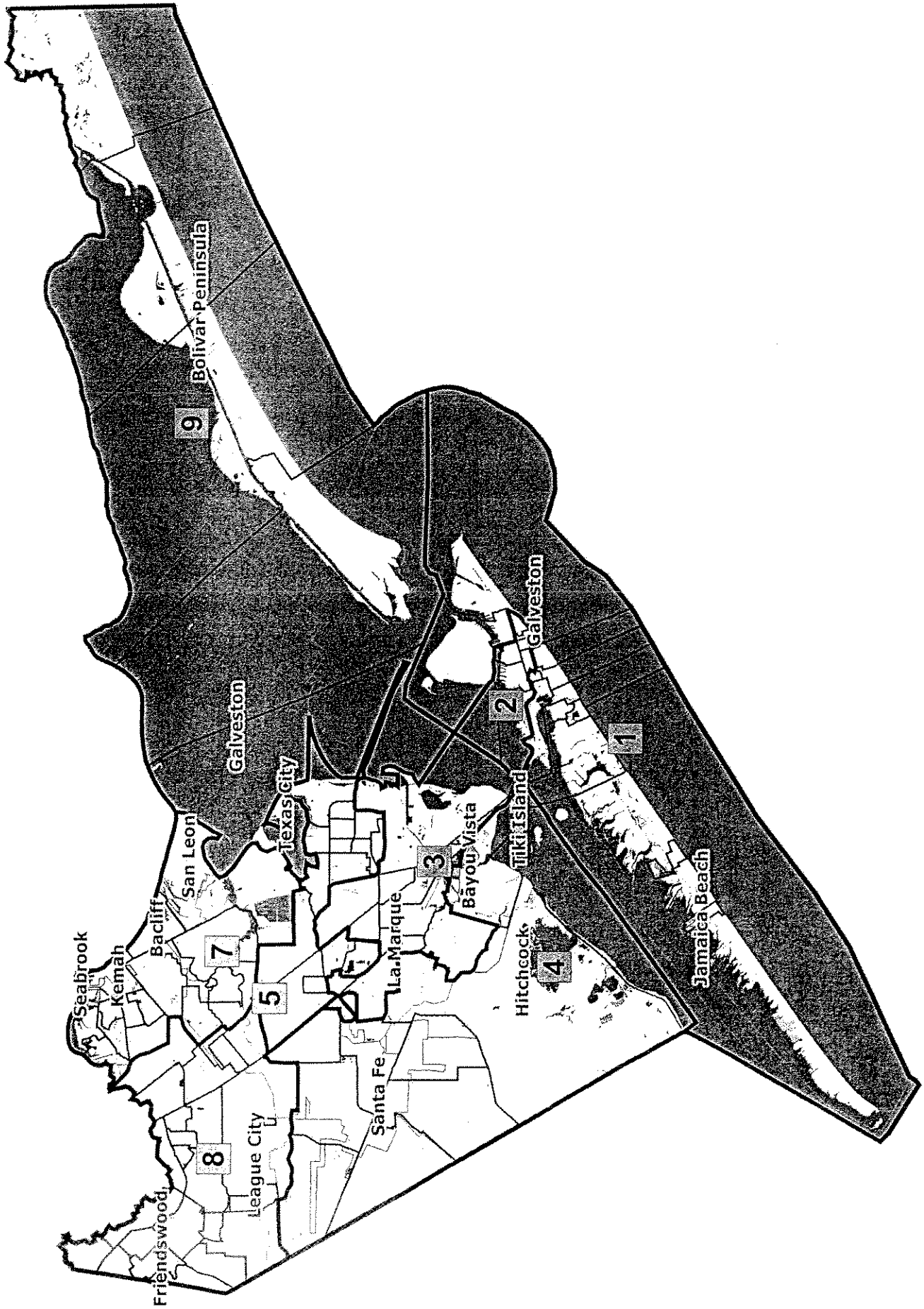
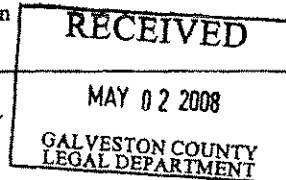


Exhibit E

No Objection Letter from the United States Department of Justice for the Renumbering of Justice of the Peace Precinct 9 as Justice of the Peace Precinct 6 and Early Voting locations for the April 8, 2008 run-off elections, received and filed on motion of Commissioner Holmes, seconded by Commissioner Doyle, and carried.



U.S. Department of Justice
Civil Rights Division



CC:MSR:JP:par
DJ 166-012-3
2008-1222
2008-2240

Voting Section - NWB
950 Pennsylvania Avenue, NW
Washington, DC 20530

April 28, 2008

Mr Harvey Bazaman
Director, Legal Department
722 Moody, 5th Floor
Galveston, Texas 77550-2317

Dear Mr. Bazaman.

This refers to the renumbering of the Justice of the Peace district, and the early voting location changes for the April 8, 2008, runoff election, for Galveston County, Texas, submitted to the Attorney General pursuant to Section 5 of the Voting Rights Act, 42 U.S.C. 1973c. We received your submissions on March 5 and 31, 2008.

The Attorney General does not interpose any objection to the specified changes. However, we note that Section 5 expressly provides that the failure of the Attorney General to object does not bar subsequent litigation to enjoin the enforcement of the changes. Procedures for the Administration of Section 5 of the Voting Rights Act (28 C.F.R. 51.41).

Sincerely,

Christopher Coates
Acting Chief, Voting Section

Exhibit F

Tread - D

2010 General Election 11/2/2010

Galveston County

Precinct	VR	TO	TO%	SSVR%	Perry	%	White	%	Governor	%	Shaffo	%	Barron	%
0101	313	148	47.3	4.5	73	49.3	72	48.6	2	1.4	1	0.7	0	0.0
0102	249	37	14.9	1.6	23	62.2	12	32.4	2	5.4	0	0.0	0	0.0
0103	1,131	333	29.4	3.4	182	54.7	136	40.8	13	3.9	2	0.6	0	0.0
0104	709	207	29.2	6.6	124	59.9	81	39.1	2	1.0	0	0.0	0	0.0
0105	1,972	592	30.0	11.8	248	41.9	336	56.8	6	1.0	2	0.3	0	0.0
0106	2,830	850	30.0	18.1	288	33.9	538	63.3	19	2.2	5	0.6	0	0.0
0107	1,771	549	31.0	18.2	120	21.9	413	75.2	8	1.5	8	1.5	0	0.0
0108	2,337	748	32.0	20.7	165	22.1	566	75.7	13	1.7	4	0.5	0	0.0
0115	2,893	942	32.6	27.4	234	24.8	683	72.5	20	2.1	5	0.5	0	0.0
0118	2,403	870	36.2	25.4	345	39.7	507	58.3	13	1.5	5	0.6	0	0.0
0146	2,695	1,054	39.1	18.8	533	50.6	490	46.5	22	2.1	9	0.9	0	0.0
0148	2,034	667	32.8	20.6	308	46.2	340	51.0	15	2.2	4	0.6	0	0.0
0149	2,255	983	43.6	17.7	541	55.0	420	42.7	16	1.6	6	0.6	0	0.0
0150	2,439	971	39.8	21.5	472	48.6	481	49.5	15	1.5	3	0.3	0	0.0
0151	2,936	1,067	36.3	8.8	719	67.4	317	29.7	25	2.3	6	0.6	0	0.0
0159	2,385	824	34.5	13.2	485	58.9	308	37.4	26	3.2	5	0.6	0	0.0
0165	1,484	690	46.5	7.3	473	68.6	204	29.6	12	1.7	1	0.1	0	0.0
0168	0	0	0.0	0.0	0	0.0	0	0.0	0	0.0	0	0.0	0	0.0
0172	265	148	55.8	5.7	102	69.4	43	29.3	1	0.7	1	0.7	0	0.0
0173	175	85	48.6	25.1	41	48.2	41	48.2	2	2.4	1	1.2	0	0.0
0194	1,414	445	31.5	16.5	265	59.6	167	37.5	10	2.2	3	0.7	0	0.0
0195	68	24	35.3	8.8	16	69.6	7	30.4	0	0.0	0	0.0	0	0.0
0196	981	323	32.9	14.3	196	61.1	117	36.4	7	2.2	1	0.3	0	0.0
0197	184	78	42.4	8.2	46	60.5	25	32.9	5	6.6	0	0.0	0	0.0
0199	1,543	510	33.1	21.5	250	49.0	246	48.2	12	2.4	2	0.4	0	0.0
0216	2,716	783	28.8	34.0	253	32.3	515	65.8	14	1.8	1	0.1	0	0.0
0217	1,027	385	37.5	23.7	132	34.3	238	61.8	12	3.1	3	0.8	0	0.0
0219	784	358	45.7	13.6	160	45.2	188	53.1	4	1.1	2	0.6	0	0.0
0220	5,618	2,378	42.3	13.4	1,457	61.3	862	36.2	51	2.1	8	0.3	0	0.0
0221	1,845	857	46.4	5.7	508	59.3	326	38.0	19	2.2	4	0.5	0	0.0
0222	1,625	367	22.6	24.1	141	38.5	215	58.7	8	2.2	2	0.5	0	0.0
0223	2,249	757	33.7	20.9	324	42.8	419	55.4	12	1.6	2	0.3	0	0.0
0224	2,086	864	41.4	11.4	406	47.0	443	51.3	12	1.4	3	0.3	0	0.0
0225*	2,720	1,461	53.7	10.0	997	68.2	434	29.7	23	1.6	7	0.5	0	0.0
0226*	2,801	1,099	39.2	14.1	554	50.4	506	46.0	34	3.1	4	0.4	1	0.1
0227	3,019	1,310	43.4	10.6	870	66.4	409	31.2	25	1.9	4	0.3	2	0.2

*Voter registration for consolidated precincts is not reflected on this report.

CNTY provides a county total when precinct-level returns are not available.

U228	2,975	1,437	48.3	7.2	1,028	71.5	373	26.0	33	2.3	3	0.2	0.0
0201	66	35	53.0	7.6	25	71.4	10	28.6	0	0.0	0	0.0	0.0
0232	2,436	1,070	43.9	13.1	503	47.0	543	50.7	21	2.0	3	0.3	0.0
0258	2,307	944	40.9	10.4	632	66.9	276	29.2	30	3.2	6	0.6	0.0
0263	4,408	2,185	49.6	10.4	1,582	72.4	564	25.8	39	1.8	0	0.0	0.0
0274	808	352	43.6	5.8	227	64.5	115	32.7	9	2.6	0	0.0	0.0
0275	314	180	57.3	4.5	121	67.2	54	30.0	5	2.8	0	0.0	0.3
0276	1,771	700	39.5	12.8	333	47.6	355	50.7	11	1.6	1	0.1	0.0
0277	2,520	1,058	42.0	10.6	709	67.0	321	30.3	23	2.2	5	0.5	0.0
0278	2,636	1,122	42.6	10.1	744	66.3	333	29.7	36	3.2	9	0.8	0.0
0279	1,114	463	41.6	9.2	319	69.0	129	27.9	14	3.0	0	0.0	0.0
0280	102	62	60.8	14.7	45	73.8	12	19.7	3	4.9	1	1.6	0.0
0281	212	100	47.2	15.1	69	69.0	29	29.0	2	2.0	0	0.0	0.0
0286	1,448	725	50.1	10.2	516	71.2	193	26.6	15	2.1	1	0.1	0.0
0309	130	31	23.8	38.5	4	12.9	27	87.1	0	0.0	0	0.0	0.0
0310	664	148	22.3	11.6	21	14.2	124	83.8	1	0.7	2	1.4	0.0
0311	809	133	16.4	15.6	8	6.3	119	93.0	0	0.0	1	0.8	0.0
0312	0	0	0.0	0.0	0	0.0	0	0.0	0	0.0	0	0.0	0.0
0313	757	243	32.1	7.5	29	12.0	208	86.0	4	1.7	1	0.4	0.0
0314	1,831	615	33.6	18.1	62	10.1	550	89.4	3	0.5	0	0.0	0.0
0329*	1,197	375	31.3	18.9	115	30.9	245	65.9	8	2.2	4	1.1	0.0
0330	1,956	630	32.2	15.7	164	26.0	449	71.3	14	2.2	3	0.5	0.0
0331	1,935	786	40.6	7.0	111	14.1	671	85.4	4	0.5	0	0.0	0.0
0333	1,054	472	44.8	13.4	143	30.3	320	67.8	8	1.7	1	0.2	0.0
0334*	1,346	480	35.7	6.8	30	6.3	444	92.5	3	0.6	3	0.6	0.0
0340	891	315	35.4	13.5	72	22.9	239	76.1	3	1.0	0	0.0	0.0
0341	2,142	665	31.0	24.4	370	55.6	274	41.2	19	2.9	1	0.2	0.2
0345	1,476	365	24.7	15.2	34	9.4	322	89.4	4	1.1	0	0.0	0.0
0343	2,007	489	24.4	31.8	147	30.1	331	67.7	9	1.8	2	0.4	0.0
0344	1,660	647	39.0	14.0	426	66.0	201	31.2	15	2.3	3	0.5	0.0
0335	1,301	490	37.7	15.0	199	40.7	281	57.5	8	1.6	1	0.2	0.0
0336	2,686	1,159	43.1	2.0	20	1.7	1,133	97.9	1	0.1	3	0.3	0.0
0337	1,044	410	39.3	7.9	63	15.5	342	84.2	0	0.0	1	0.2	0.0
0338	2,520	1,029	40.8	10.8	248	24.1	765	74.5	9	0.9	4	0.4	0.1
0339*	2,543	1,064	41.8	13.2	664	62.4	379	35.6	17	1.6	4	0.4	0.0
0347	1,988	607	30.5	19.6	164	27.0	436	71.8	6	1.0	0	0.0	0.2
0301	829	285	34.4	14.6	117	41.1	164	57.5	4	1.4	0	0.0	0.0
0302	2	1	50.0	0.0	0	0.0	1	100.0	0	0.0	0	0.0	0.0
0369	104	23	22.1	35.6	8	34.8	15	65.2	0	0.0	0	0.0	0.0
0389	1,998	962	48.1	8.4	527	54.8	415	43.1	19	2.0	1	0.1	0.0
0398	984	319	32.4	26.6	179	56.1	138	43.3	2	0.6	0	0.0	0.0
0452	2,167	1,204	55.6	5.4	880	73.1	313	26.0	9	0.7	1	0.1	0.1
0453	3,231	1,321	40.9	18.3	838	63.4	450	34.1	28	2.1	5	0.4	0.0
0454	3,541	1,541	43.5	12.9	971	63.0	542	35.2	22	1.4	5	0.3	0.1
0455	2,209	884	40.0	14.3	545	61.7	311	35.2	25	2.8	1	0.1	0.2
0456	3,063	1,739	56.8	5.0	1,313	75.5	400	23.0	23	1.3	3	0.2	0.0
0457	2,073	1,034	49.9	9.6	776	75.0	236	22.8	17	1.6	4	0.4	0.1
0460	2,435	1,320	54.2	4.1	969	73.4	321	24.3	25	1.9	5	0.4	0.0
0461	1,526	826	54.1	6.9	653	79.1	158	19.1	9	1.1	6	0.7	0.0
0462	2,836	1,640	57.8	6.0	1,254	76.5	355	21.6	27	1.6	4	0.2	0.0
0464	2,780	1,397	50.3	8.7	977	69.9	389	27.8	28	2.0	3	0.2	0.0
0466	2,748	1,234	44.9	7.3	808	65.5	393	31.8	25	2.0	8	0.6	0.0

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0470	4,000	1,291	45.0	6.0	907	69.9	359	27.7	25	1.9	6	0.5	0	0.0
0471	2,811	1,309	46.6	8.1	915	69.9	364	27.8	24	1.8	5	0.4	1	0.1
0482	1,322	692	52.3	13.4	437	63.2	244	35.3	10	1.4	1	0.1	0	0.0
0483	75	41	54.7	17.3	28	68.3	11	26.8	2	4.9	0	0.0	0	0.0
0484	1,895	982	51.8	9.2	719	73.2	237	24.1	23	2.3	1	0.1	2	0.2
0485	2,388	1,306	54.7	6.5	999	76.5	281	21.5	26	2.0	0	0.0	0	0.0
0487	2,677	1,545	57.7	5.9	1,197	77.5	334	21.6	12	0.8	2	0.1	0	0.0
0488	3,554	1,682	47.3	11.9	1,048	62.3	598	35.6	36	2.1	0	0.0	0	0.0
0490	2,406	1,019	42.4	13.8	680	66.7	323	31.7	15	1.5	1	0.1	0	0.0
0491	3,272	1,520	46.5	9.5	1,052	69.2	436	28.7	28	1.8	3	0.2	1	0.1
0492	2,453	1,238	50.5	7.1	841	67.9	371	30.0	20	1.6	5	0.4	1	0.1
0493	2,091	928	44.4	7.0	624	67.2	289	31.1	12	1.3	3	0.3	0	0.0
0401	1,798	938	52.2	9.0	661	70.5	258	27.5	15	1.6	4	0.4	0	0.0
0402	0	0	0.0	0.0	0	0.0	0	0.0	0	0.0	0	0.0	0	0.0
0342	2	3	150.0	0.0	2	66.7	1	33.3	0	0.0	0	0.0	0	0.0
	1,282	331	25.8	34.3	117	35.3	199	60.1	10	3.0	5	1.5	0	0.0

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CNTY provides a county total when precinct-level returns are not available.

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CNTY provides a county total when precinct-level returns are not available.

Exhibit G



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Redistricting could change political landscape

By T.J. Aulds
The Daily News

Published August 1, 2011

The political landscape is about to be redrawn, and Tuesday the proposed maps of the change will be made public. County commissioners are scheduled to review redistricting maps, which are expected to change the shape of the commissioners' and justices of the peace and constable precincts.

A firm hired in the spring by the county has been working on the redistricting process and is scheduled to present to commissioners three maps that will be the guides for reshaping the precincts.

Two of the maps are proposed changes to the county commissioners precincts, while the third is a change to the justices of the peace and constable precincts, County Judge Mark Henry said.

Once they are unveiled, commissioners will take public comments. The plan is to have a series of public hearings and workshops in each precinct to get voter input, Henry said.

While Henry hadn't seen the proposed maps, he said information from the firm hired to redraw the precincts indicated that county commissioner lines will for the most part stay as they are with few adjustments, Henry said. In particular, Precinct 4 — the largest precinct in the county — will lose some population to Precinct 1.

Henry said he asked those creating the maps to start with the existing precinct lines as a baseline and make adjustments from there.

"Those lines were good enough in 2001, so I am hoping they should be OK this time around," Henry said. "I am hoping (the firm) didn't start from scratch."

But, even the slightest adjustment involving Pct. 1 is likely to set off a political battle. Commissioner Patrick Doyle, a Democrat, is the Pct. 1 commissioner.

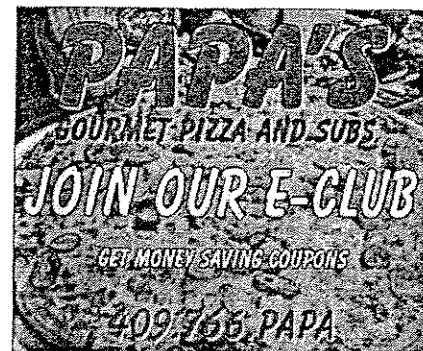
His seat is one of two seats on the court held by Democrats on the Republican controlled commissioners court.

Any shift of the Republican friendly north county precincts now in Precinct 4 to Doyle's precinct makes it more favorable for a Republican to win that seat in next year's election.

Precinct 3, held by Commissioner Stephen Holmes, is the one minority-majority precinct and is expected to remain Democrat friendly.

It's because of the likely shift that would change the political base of Precinct 1 that Galveston County Democratic Party Chairman Lloyd Criss has pledged to file a lawsuit over redistricting.

It wouldn't be the first time a political party filed a lawsuit over the redrawing of commissioner precincts. Republicans did the same in an unsuccessful legal claim 10 years ago.



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But what may set up an even bigger fight will be proposed changes to the justices of the peace and constable precincts. Galveston County has nine justices of the peace and eight constables.

The Precinct 8 justice of the peace district is divided in two with one constable.

Henry has pushed for reducing the number of precincts in the county, pointing to the lack of casework in many of the courts.

While not certain what the proposed maps will reveal, Henry said information from the county's firm indicates that the justice of the peace and constable precincts are proposed to be reduced to six or possibly five.

+++

WHAT: County Commissioners meeting

WHEN: 1 p.m. Tuesday

WHERE: Galveston County Courthouse, 722 Moody, in Galveston

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**Redistricting: How will commissioners vote?**

By T.J. Aulds
The Daily News

Published August 29, 2011

Predictions abound as to how the votes will go Tuesday when county commissioners take up the issue of redistricting. But don't be surprised if none of the maps proposed by either the county's consultants or county commissioners gets a 3-2 vote.

The redistricting process has been more nuanced than critics and proponents of the proposed maps have expressed in public hearings. For County Judge Mark Henry, that was comments from Bolivar Peninsula residents who insist that the four unincorporated communities on the peninsula have more in common with residents on Galveston Island, and that any map should keep the island and Bolivar in the same precinct.

"I discounted anything that was partisan," Henry said of the five public hearings held. "We had folks coming up saying they were for map 1 or 2, but gave no reason."

Others contended maps 1 or 2 were unfair but for reasons that Henry said he didn't consider to meet the standards of the law for redistricting. That included comments from members of the Texas City-La Marque Chamber of Commerce and representatives from Texas City's industry base who urged Henry that any precinct maps should give a better chance for someone from Texas City to be elected to the court.

The county's legal consultants told the judge the changes could be made without having to draw up a new map and go through another public comment period since the changes he plans to propose are from the public comments, Henry said.

Clark Spent 10 Years On Process

Precinct 4 Commissioner Ken Clark, who has been the most involved in the process, said if he had drawn a map for consideration, it would have all of Galveston — including the West End — and the Bolivar Peninsula within one precinct that might have included Tiki Island and maybe parts of Hitchcock. That concept is similar to a map Clark drew up 10 years ago and suggested to the commissioners court during the last redistricting process.

"With the state and federal laws, that somewhat binds us on what we can and can't do," Clark said.

But it appears that Clark, who said he would support versions of the two maps drawn up by the county's consultants, did indeed draw up maps suggesting the new political boundaries. Those maps have not been made public.

Within hundreds of records obtained by The Daily News through an open records request, a June 16 email to County Judge Mark Henry's office from Joe Nixon, who works for the firm hired as the county's consultant, indicates Clark provided guide maps for the consultants to follow.

"Commissioner Clark has sent us several maps to review," Nixon wrote. "We are

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in the process of doing a review of each of those maps. It's our intent to sit down with each commissioner in the next two weeks to hear from each of them how they would like the maps to look and to have choices then to begin narrowing down."

Clark wasn't shy in acknowledging his active role in meeting with the consultants and the county's redistricting process in general.

"I probably started working on this redistricting as soon as the last one ended," Clark said.

That's because the commissioner felt that the last process 10 years ago packed his precinct in an unfair manner, especially politically.

The commissioner said most of his work with the consultants was done verbally and few items were in writing. But the maps Nixon referenced were not included in the documents Clark's office turned over to The Daily News, despite the newspaper's request for all correspondence related to redistricting.

O'Brien Offers Mixed Messages

Where Precinct 2 Commissioner Kevin O'Brien stands depends on whether you read his column published in Thursday's edition of The Daily News or his comments to the newspaper after he had submitted the column.

In his column, O'Brien said he would support either maps 1 or 2 and discounted a map drawn up by Precinct 3 Commissioner Stephen Holmes, stating it "would repeat the injustice of 2001 by packing fast growing North County area into the largest precincts."

But on the day before his guest column was published, O'Brien said he was keeping an open mind and would review the issue further while on a county-related trip to Austin last week.

He insisted he had not made up his mind nor discounted any of the proposed maps even saying that he wouldn't make a decision until "the fat lady sings."

"I've got to go back to the one person, one vote (concept)," O'Brien said in his interview. "We are not going to make everyone happy, but I am trying to do the right thing."

That right thing, the commissioner said was to keep an open mind to all he heard and reviewed.

O'Brien said he was also keeping an open mind on the justices of the peace and constable maps, even though he proposed a map that would reduce the number of precincts to four. He said he drew that map because he had heard from voters who questioned why the court wasn't considering four precincts.

Henry said he supports the five-precinct map, while Clark didn't express support for any particular justice of the peace map.

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Editor's note: This is the first part of a two-part series on county commissioners' views on the redistricting process because the court votes Tuesday. Today, the Republican majority on the court expresses its views, while the Democrats will be featured in Tuesday's edition.

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WHAT: County Commissioners Court

WHEN: 1 p.m. Tuesday

WHERE: County Courthouse, 722 Moody in Galveston

ON AGENDA: Redistricting vote and county fiscal year budget

Related Items

- [Poll: Which County Commissioner map do you support?](#)
- [Poll: Which JP/Constable map do you support?](#)

- [Commissioners approve precinct boundaries](#)
- [Two more redistricting map proposals offered](#)
- [Redistricting: What do Democrats say on issue?](#)

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INDIANA VS NORTH TEXAS
SATURDAY 6:00PM CT

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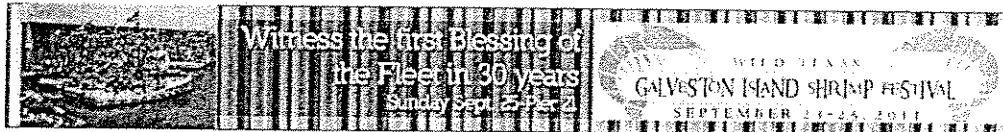
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Two more redistricting map proposals offered

By **T.J. Aulds**
The Daily News

Published August 30, 2011

On the eve of Galveston County Commissioners' vote on new precinct lines, two new maps were introduced.

The maps, one for county commissioners and the other for justices of the peace and constable precincts, adjusted lines based on a request from the county judge.

There is very little difference between what is now being called Map 1A and the original map the law firm Beirne, Maynard & Parsons drew up for justices of the peace and constable precincts that would reduce the number of justices of the peace from nine to five and constables from eight to five. The main parts of the county still are divided in four with Bolivar Peninsula still getting its own justice of the peace and constable.

The more significant change comes in how the county commissioner boundaries are drawn.

At County Judge Mark Henry's request, the firm revised the lines to ensure that the peninsula would remain in the same commissioner's precinct as Galveston.

Beirne, Maynard & Parsons attorney Trey Trainor, in an email to Henry and county commissioners, said the new 1A commissioners map is a combination of the first two maps his firm drew up for commissioners.

It would shift Galveston's east end and the peninsula out of Precinct 1 — currently held by Patrick Doyle — and shift those communities into Precinct 3, which is represented by Commissioner Stephen Holmes. The new precinct 3 also drifts a bit more north based on a rough map Henry provided to The Daily News on Monday afternoon.

With the late introduction of the maps, Holmes called for a delay in the vote on redistricting, which is scheduled for today.

Holmes reiterated his earlier call for the final vote on the maps to come Sept. 13, two days before a deadline set by the county's consultants to submit the approved maps to the U.S. Department of Justice for review.

"My original suggestion was to have a two week lag after the public hearings just so any adjustments made would have time for input," Holmes said. "We got two new maps and the public did not get a chance to make comment on (them)."

The commissioner has a county commissioner and constable map he proposed that are technically under consideration, although its expected his maps won't have enough votes to get commissioners court approval.

Don't count on any delay.

"After having been criticized for delays, I'm planning on passing one of the (the commissioner and justice of the peace/constable) maps," Henry said. "The new

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Stock Success FREE workshop. End your Financial Crisis. Oct. 11th - 14th
www.richdadstocksuccess.com

maps are result of public input. No need (for more input or hearings)."

+++

INFO

Polls say:

The Daily News conducted two online polls asking for readers votes on which of the redistricting maps they support. The polls were conducted before new maps were revealed Monday afternoon.

Poll No. 1

Which redistricting map for the county commissioner precincts do you support?

Commissioner Stephen Holmes' map 64.8%

County Consultant Map 2 16%

None of the Above 12%

County Consultant Map 1 7.2%

Poll No. 2

Which redistricting map for the JP/Constable precincts do you support?

Commissioner Stephen Holmes map (Keep 8 precincts) 66.7%

County consultant map (5 precincts) 18.5

Commissioner Kevin O'Brien's map 7.4%

None of the Above 7.4%

Related Items

- [Original proposed redistricting maps](#)
- [Commissioners approve precinct boundaries](#)
- [Redistricting: What do Democrats say on issue?](#)
- [Galveston awaits redistricting decision](#)
- [Redistricting: How will commissioners vote?](#)

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[Newer Galveston County redistricting maps](#)

Credit: Galveston County Commissioners

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ALL SEASONS LONG

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More meetings planned for maps

GOVERNMENT: Peninsula residents not quite on board

By T.J. AULDS
The Daily News

The county has added a fifth public hearing to its list of public meetings on

the proposed redistricting of county commissioners, justices of the peace and constables precincts.

The series of meetings start Monday in League

City and will now include a session next week in Crystal Beach on the Bolivar Peninsula.

See MAPS/B4

GALVESTON COUNTY, TEXAS

MAPS

Continued from Page B1

The meeting will be at 6 p.m. Wednesday in the Justice of the Peace Precinct 6 courtroom at 946 Noble Carl Road in Crystal Beach. The first meeting will be at 7 p.m. Monday at the county's Calder Road Annex, 174 Calder Road, in League City.

A meeting at 6 p.m. Tuesday will be at the West County Annex, 11730 state Highway 6, in Santa Fe. There will be a meeting at 7 p.m. Aug. 22 at the Nessler Center, 2010 Fifth Ave. N., in Texas City; and at 7 p.m. Aug. 23, the hearing will be at the Galveston County Courthouse, 722 Moody, in Galveston.

Under the proposed justices of the peace redistricting plan, the Bolivar Peninsula will retain its own justice of the peace and constable.

Under two plans for the commissioners redistricting, the peninsula remains in Precinct 1; however, another one of the maps suggests moving the Bolivar communities of Port Bolivar, Crystal Beach, Gilchrist and High Island into Precinct 3.

Some residents on the peninsula have complained to county commissioners that a county commissioner who represents League City and other parts of the mainland would not focus enough on the peninsula's needs, which is the largest unincorporated

County revises schedule on redistricting hearings

GOVERNMENT: Public hearing for maps Friday, vote will be Aug. 30

By T.J. AULDS
The Daily News

A day after county commissioners approved a schedule of public hearings and vote on a redistricting plan for the county commissioner, justices of the peace and constable precincts, the schedule changed.

A public hearing scheduled for Friday in Santa Fe was moved to Tuesday, while the date of the final vote on the plan will be Aug. 30 instead of Sept. 6, County Judge Mark Henry said.

A conflict with state open meetings law requirements for post-

See MAPS/A7

At a glance

Revised county redistricting hearings schedule

7 p.m. Monday
Calder Road Annex, 174 Calder Road in League City
6 p.m. Tuesday
West County Annex, 11730 state Highway 6, in Santa Fe

7 p.m. Aug. 22
Nessler Center, 2010 Fifth Ave. N., in Texas City
7 p.m. Aug. 23
Galveston County Courthouse, 722 Moody, in Galveston
Final vote on redistricting maps
1 p.m. Aug. 30
Galveston County Courthouse, 722 Moody in Galveston

FIND THE MAPS: Maps are on display at the county courthouse and each of the county annex buildings. Free black and white copies of maps also are available. Color plot maps are available for \$5 at the county engineer office, 722 Moody in Galveston. Maps also are available online at galvnews.com.
PUBLIC COMMENT: Residents wanting to sound off on the proposed maps can do so through their county commissioner's office, county judge's office or public comment boxes at the county annex buildings.

MAPS

Continued from Page A1

ing a public meeting 72 hours in advance forced the change in the meeting scheduled for the West County Building.

Henry said Commissioner Pat Doyle's request for the change in the day of the final vote prompted Henry to move the vote date to Aug. 30. Doyle will be out of the country Sept. 6.

County Commissioner Stephen Holmes, who had pressed for the final vote to be Sept. 13 to give the public more time to comment on the maps, was surprised by the judge's decision to move the meeting up.

"I assumed we would have done that as a stand-alone item on Sept. 8," Holmes said, noting Doyle's email indicated the commissioner would

be back on Sept. 7. "I wasn't under the impression moving it up would be an option. I do agree all the commissioners need to be there and cast their votes, but we could have called a special meeting a couple of days later."

The county commissioners are considering three maps for commissioners precincts and one map that significantly changes the justices of the peace and constables precincts.

Map No. 1 proposes changing Precinct 1, represented by Doyle, to include the eastern portion of League City, including South Shore Harbour as well as Clear Lake Shores and Kemah. In addition to shifting population from the county's most populated precinct to its least, it also turns that precinct into a Republican-favored precinct.

Doyle is a Democrat.

Holmes, who represents Precinct 3, proposed his own map that instead shifts the western portion of Precinct 4, represented by County Commissioner Ken Clark, into Precinct 2, represented by Kevin O'Brien. It also would remove some of Galveston's voting precincts from Precinct 2 and move them into Precinct 3.

Clark and O'Brien are Republicans.

The justices of the peace and constables map proposed reducing the number of precincts from eight to five and eliminating four elected

justices of the peace and three elected constables.

Mainland Editor T.J. Aulds can be reached at 409-683-5333 or tjaulds@galvnews.com.

Public hearings on redistricting set this week

GOVERNMENT: Commissioners will vote on maps next week

By T.J. AULDS
The Daily News

There are two more public hearings on the county's redistricting proposals for the county commissioners, justices of the peace and constable precincts before commissioners vote on the final maps next week.

The fourth of five hearings will be tonight at the

At a glance

Redistricting meetings

WHEN: 7 p.m. today
WHERE: Nessler Center
2010 Fifth Ave. N. in
Texas City

WHEN: 7 p.m. Tuesday

WHERE: County court-
house, 722 Moody in
Galveston

Nessler Center in Texas City, while the final session will be Tuesday at the Galveston County Courthouse in Galveston. County commissioners are scheduled to vote on

the final map Aug. 30.

There are three proposed county commissioner precinct maps. Two were proposed by the county's redistricting consultant, while the third was drawn by Precinct 3 County Commissioner Stephen Holmes.

There also are three proposed justices of the peace/constables maps. One was drawn up by the county consultants and calls for the county to drop four justice of the peace and three county constable precincts via merging precincts.

The county has nine

justices of the peace in eight precincts and eight constable precincts.

A map drawn by Holmes keeps precincts as they are while a map submitted by Precinct 2 County Commissioner Kevin O'Brien proposes only four justices of the peace and constable precincts.

The maps will have to be submitted to the U.S. Department of Justice for approval.

The plans must meet the criteria of the federal Voters Right laws.

Mainland Editor T.J. Aulds can be reached at 409-663-5334 or tjaulds@galvnews.com.

Proposed map cuts four JPs, three constables

GOVERNMENT: Redistricting proposals under review; details to be made available to public

By T.J. AULDS
The Daily News

The proposed redistricting map county commissioners will review today suggests the county have

only five justice of the peace and constable precincts. If approved, it would eliminate seven elected offices — three constables and four justices of the peace — from county government while merg-

ing several precincts.

County commissioners will review the proposed redistricting maps today, including two maps outlining possible changes to the county commissioners precincts.

County Judge Mark Henry showed rough versions of the maps to The Daily News on Monday. Detailed maps are expected

See REDISTRICTING/A7

GOVERNMENT:
Holmes says his plan
stands better chance
with Justice Dept.

The public comments are not an adequate means of public meetings to get input on proposed redistricting maps. District 3

Just such a significant barrier by the company's participation in government, a manufacturer is discrediting itself and a third party proposed reducing the number of purchases of the product and considerable production for the time being.

[illegible]
$$\frac{1}{2}(\frac{1}{2} + \frac{1}{2}) = \frac{1}{2} \times \frac{1}{2} = \frac{1}{4}$$

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A task breakdown of the Holmes plan, which the manufacturer said was devised after the company's consultants studied the three proposed maps, makes changes to each product.

* Precinct 2: Age

WHAT GENES CODE FOR

...and the β values are

He called the FBI's maps -- won't fly with the justice department.

Clark's effort to unseat
Duffy and make President

distant from things;
distant the merits of

Redistricting: What do Democrats say on issue?

GOVERNMENT: New maps added to mix; Dems say Justice Dept. won't approve any of them

Editor's note: This is the second part of a two-part series on county commissioners' views on the redistricting process, because the court rules today. Today the Democratic minority on the court expresses its views, while the Republicans were featured in Monday's edition.

By T.J. AULDS
The Daily News

Outside of County Commissioner Ray Clark, the most involved county commis-

sioner during the redistricting process has been Stephen Holmes, the Democrat who represents Precinct 3. Holmes and Clark are the only commissioners on the court

who were part of the last redistricting process.

Records obtained by The Daily News through an open-

See REDISTRICTING/A3

Crossed lines



THE COURT CHIEF, JUDGE JOHN J. PETERSON, is seated at the head of the bench. To his right are the other judges. The clerk of the court is seated at the far right. The judge is presiding over a hearing on the proposed redistricting plan.

Judges oppose proposed redistricting plans

The judges in the 10th Judicial District Court in the District of Columbia have rejected a proposed redistricting plan.

The plan, which was proposed by the Republican Party, would have created 11 new districts and eliminated 10 old ones.

The judges said the plan was "unfair and unconstitutional" and "violated the principles of equal representation."

The judges also said the plan was "unfair to the voters of the District of Columbia" and "violated the principles of equal representation."

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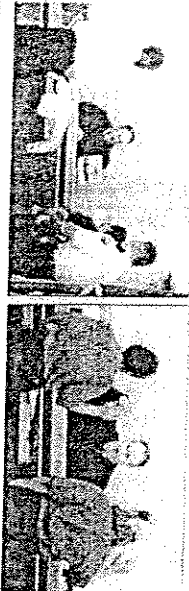
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PLANS

Continued from Page A1

Proponents of the consolidation point to cost savings that would result in fewer judges and staff.

County Judge Mark Henry did a cost analysis that predicts as much as a \$1.17 million annual savings.

Others, including conservative activist and blogger Todd Kinney of League City, said many of the courts have light case loads and do not generate as much revenue as other courts.

Judge of the Peace Precinct 2 Judge Henry Pope, a Democrat, handled 446 cases in 2009-10, and, as of June 30 of this year, he had handled 226 cases.

By comparison, Justice of the Peace Precinct 7 Mark Foster, a Republican, managed 616 cases in 2009, 606 cases in 2010 and through June of this year had handled 322.

Foster said he believes a court should be judged on issues other than case load and money.

"I didn't get elected 18 years ago to make the county money," he said. "I got elected to bring a level playing field to the court system ... (judges are not) up there to collect money. We are there to serve justice."

Lack of access Precinct 1 Justice of the Peace Jim Schweitzer, a Democrat, said combining offices would create a burden on those who lack transportation.

"Whether you have an office here on the island or over in La Marque ... there really is no public transportation," Schweitzer said.

He said people seeking to pay or dispute traffic citation fines or to have their side heard in eviction proceedings or small claims lawsuits would have less access to a court.

"You take eviction (laws) from Galveston Island — the people get rid of ten times from the apartment complexes because they don't have a car," he said.

Henry shot back that any consolidation plan likely would include having the judges have dual offices in communities within the precinct to make access easier.

Apple said, since JP courts handle the bulk of medical malpractice and dis-

pute cases, the consolidation of precincts would put a strain on efforts to keep students in school.

Hopkins v. Hanna

But the biggest hurdle for uniting the precincts might be the federal government.

The county drew up the nine precincts in 1992 after being sued over the district's county had that plaintiffs claimed diluted their voting strength. The lawsuit, *Hopkins v. Hanna*, resulted in the creation of Precincts 2 and 3 through an agreed order.

Attempts by the commissioners to trim one precinct in 2001 met with strong opposition from both political parties, and eventually a federal court judge reaffirmed the court's decision to keep the county's nine justices of the peace precincts in tact.

Eventually, the *Hopkins v. Hanna* case was made part of the resolution for the county's 2001 redistricting effort. Pope declined to comment on the latest redistricting battle, while Precinct 3 Justice of the Peace Sonny James could not be reached for comment.

After public hearings Monday and Tuesday in League City and Santa Fe, there are three public hearings remaining on the proposed redistricting maps, including one tonight in Crystal Beach and next week in Texas City and Galveston.

Commissioner Stephen Holmes, who introduced his own map for justices of the peace and constables that keeps the status quo, said the county needs to look hard at the federal agreement before tinkering with the precinct lines again.

"We don't want to draw lines that the (U.S.) Department of Justice will kick out," he said. "That's why we need to stay with what we have because we know that's what has already met the standards of (federal law)."

After public hearings Monday and Tuesday in League City and Santa Fe, there are three public hearings remaining on the proposed redistricting maps, including one tonight in Crystal Beach and next week in Texas City and Galveston.

Manhatt Editor T.J. Aults can be reached at 409-684-5344 or tjaults@galveston.com.

Exhibit H

THE GALVESTON COUNTY COMMISSIONERS COURT
WILL CONDUCT PUBLIC HEARINGS ON THE
2011 REDISTRICTING PROCESS OF
COUNTY COMMISSIONER AND JUSTICE OF THE PEACE
PRECINCTS

AS FOLLOWS:

MONDAY	AUGUST 15, 2011 7:00 p.m.	CALDER ROAD ANNEX 174 Calder Road League City, Texas 77573
TUESDAY	AUGUST 16, 2011 6:00 p.m.	WEST COUNTY ANNEX 11730 State Hwy. 6 Santa Fe, Texas 77510
MONDAY	AUGUST 22, 2011 7:00 p.m.	NESSLER CENTER 2010 Fifth Avenue North Texas City, Texas 77590
TUESDAY	AUGUST 23, 2011 7:00 p.m.	GALVESTON COUNTY COURTHOUSE 722 Moody Galveston, Texas 77550

THE GALVESTON COUNTY COMMISSIONERS COURT
WILL CONDUCT PUBLIC HEARINGS ON THE
2011 REDISTRICTING PROCESS OF
COUNTY COMMISSIONER AND JUSTICE OF THE PEACE
PRECINCTS

AS FOLLOWS:

WEDNESDAY	AUGUST 17, 2011 6:00 p.m.	CRYSTAL BEACH ANNEX JP Court, Precinct 6 946 Noble Carl Road Crystal Beach, Texas 77650
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**GALVESTON COUNTY COMMISSIONERS COURT
GALVESTON COUNTY COURTHOUSE
722 MOODY (FIRST FLOOR) - GALVESTON
AUGUST 2, 2011 – 1:00 P.M.**

CONSENT AGENDA: ALL ITEMS MARKED WITH A SINGLE ASTERISK (*) ARE PART OF THE CONSENT AGENDA AND REQUIRE NO DELIBERATION BY THE COMMISSIONERS COURT. ANY COMMISSIONERS' COURT MEMBER MAY REMOVE AN ITEM FROM THIS AGENDA TO BE CONSIDERED SEPARATELY. **APPEARANCES:** SHOULD ANYONE WISH TO ADDRESS THE COMMISSIONERS COURT ON A SPECIFIC ITEM, PLEASE ARRIVE PRIOR TO THE MEETING AND SIGN IN WITH THE COUNTY CLERK. COMMENTS ARE LIMITED TO 5 MINUTES.

REGULARLY SCHEDULED MEETING –AGENDA- 1:00 P.M.

Pledge of Allegiance and Invocation

***1. Submitted by County Auditor's Office:**

- a. Approval of Accounts Payable checks dated 8/2/11.
- b. Orders for supplemental payroll period ending 7/20/11 Bi-weekly #15.
- c. District Clerk's Conversion Review as of March 14, 2011.

***2. Consideration of Resolution *Petitioning the Secretary of State for Galveston County's participation in the Countywide Polling Place Program* in November 2011, pursuant to §43.007 of the Texas Election Code submitted by County Clerk.**

***3. Receive and file *Juror Donation Plan – Selection of Participants*, submitted by Justice Administration.**

***4. Receive and File *Letter of Engagement from Null-Lairson, P.C.*.**

***5. Receive and File *Galveston County Emergency Communication District FY 2010 Annual Audit and Report*.**

***6. Receive and File *Galveston County Health District's Compliance Audit for the Jail Health Contract*.**

***7. Consideration of *Road and Alley Abandonments - Old Algoa Townsite* submitted by Right of Way.**

***8. Consideration of *Trade Agreement on Ginger Street, L'Hommedieu Survey* submitted by Right of Way.**

***9. Consideration of *Resolution of Congratulations to the Galveston County 4-H State Beef Quiz Bowl Champions* submitted by Commissioner Ken Clark.**

10. Consideration of request for waiver or refund of Tax Penalty and Interest of the following submitted by Assessor and Collector of Taxes:

- a. Account No.: 3204-0000-0607-000 Emerald Galveston Holdings, LLC
- b. Account No.: 3267-0000-0261-000 Harbour Classic Builders, LLC

c. Account No.: 4939-0000-0225-000 Maravilla Owners Association

11. Discuss and consider approval of a preliminary plan for County Commissioners, Justices of the Peace and the Constables Precinct Boundaries for the purpose of redistricting related to the 2010 Census submitted by County Judge.

12. Consideration of change order no. 1 to the R.W. Lucas Construction, LLC contract for the Galveston County Road Extensions for Various Roads in the Bacliff and San Leon projects submitted by the County Engineer.

13. Consideration of an agreement with Union Pacific Railroad Company to fund modifications to the rail crossing for the Deats Road project submitted by the County Engineer.

14. Consideration of additional services authorization for Jacobs Engineering on the Mid-County Annex submitted by the County Architect.

15. Consideration of authorization for additional services on the design phase of the Senior Center by Jacobs Engineering and the termination of their contract upon completion of that phase submitted by the County Architect.

16. Consideration of permission to finish Senior Center project in house with Contract Services of Architect, Mike Steffey, submitted by the County Architect

17. Consider recommending awarding contracts on the following Bids submitted by the Purchasing Agent.

- a. Bid #B111037 Hughes Road Reconstruction
- b. Bid #B111047 City of Bayou Vista, Ling Street Rehabilitation

18. Consideration to cancel and authorize the Purchasing Agent to re-bid the following bid submitted by the Purchasing Agent.

- a. Bid #B112024 Sale of Recyclable Products

19. Consider recommending awarding a contract on the following RFP submitted by the Purchasing Agent.

- a. RFP #B112019 Lockbox Services for Galveston County

20. Consideration of Budget Amendments submitted by the Budget Officer.

Fiscal Year	Amendment #	Description
2011	11-112-0802-A	Juvenile Justice – Budget request for three exemptions to the hiring freeze – Juvenile Justice

Officers – Positions #2561180044, #2561190023
and #2561190034.

- | | | |
|------|---------------|--|
| 2011 | 11-113-0802-B | Unlimited Tax Road Bonds, Series 2009A –
Request to budget Change Order No. 1 – R. W.
Lucas – transfer funds from Caroline to roads –
Precinct #1. |
| 2011 | 11-114-0802-C | Constable Precinct #7 – Budget request for an
exemption to the hiring freeze – Deputy
Constable – Position - #2237000002. |

21. Consideration of Appointment of a Deputy as submitted by Constable, Precinct Number 7.
22. Consideration of authorizing the County Judge to execute Memorandum of Understanding with the U.S. Coast Guard regarding augmentation of the Galveston County Emergency Operations Center during emergencies submitted by the Emergency Management Coordinator.
23. Consideration of Hurricane Ike items:
 - a. Consideration of authorizing execution of Amended Contracts for Sale under the Hazard Mitigation Grant Program submitted by the Emergency Management Coordinator.
 - b. Update on Housing Program submitted by Director of Housing.

**WORKSHOP WILL BEGIN IMMEDIATELY AFTER COMMISSIONERS
COURT ADJOURNS**

WORKSHOP AGENDA

1. Discuss Bond Refinance presented by Louis E. Pauls and associates.

Exhibit I

MINUTES

BE IT REMEMBERED, That on this 2nd day of August, 2011, Commissioners Court of Galveston County, Texas, met at a regular meeting with the following present:

MARK HENRY	COUNTY JUDGE
PATRICK F. DOYLE	COMMISSIONER PRECINCT 1
KEVID D. O'BRIEN	COMMISSIONER PRECINCT 2
STEPHEN D. HOLMES	COMMISSIONER PRECINCT 3
KENNETH D. CLARK	COMMISSIONER PRECINCT 4
DWIGHT D. SULLIVAN	COUNTY CLERK
By Brandy Chapman, Chief Deputy	

Attendees Present: County Auditor Cliff Billingsley; Attorney for the Court Harvey Bazaman.

CALL TO ORDER

Call to Order by Judge Henry at 1:03 P.M. at the Galveston County Courthouse.

PLEDGE OF ALLEGIANCE

Commissioner Doyle led the Court in the Pledge of Allegiance.

INVOCATION

The Invocation was given by Commissioner Holmes.

CONSENT AGENDA ITEMS 1-9

*1. Submitted by County Auditor's Office:

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*4. Receive and File *Letter of Engagement from Null-Lairson, P.C.*

*5. Receive and File *Galveston County Emergency Communication District FY 2010 Annual Audit and Report.*

*6. Receive and File *Galveston County Health District's Compliance Audit for the Jail Health Contract.*

Motion by County Judge Henry, seconded by Commissioner O'Brien

Duly put and unanimously carried (5-0), it is ordered to approve consent agenda item 6.

Judge Henry	Yes
Commissioner Doyle	Yes
Commissioner O'Brien	Yes
Commissioner Holmes	Yes
Commissioner Clark	Yes

*7. Consideration of *Road and Alley Abandonments – Old Algoa Townsite* submitted by Right of Way.

*8. Consideration of *Trade Agreement on Ginger Street, L'Hommedieu Survey* submitted by Right of Way.

*9. Consideration of *Resolution of Congratulations to the Galveston County 4-H State Beef Quiz Bowl Champions* submitted by Commissioner Ken Clark.

Motion by County Judge Henry, seconded by Commissioner O'Brien

Duly put and unanimously carried (5-0), it is ordered to approve consent agenda items 1-2, 4, 5, 7-9. Agenda item 3 pulled. Agenda item 6 voted separately.

Judge Henry	Yes
Commissioner Doyle	Yes
Commissioner O'Brien	Yes
Commissioner Holmes	Yes
Commissioner Clark	Yes

10. Consideration of request for waiver of refund of Tax Penalty and Interest of the following submitted by Assessor and Collector of Taxes:

a. Account No.: 3204-0000-0607-000 Emerald Galveston Holdings, LLC

Motion by County Judge Henry, seconded by Commissioner O'Brien

Duly put and carried (4-1), it is ordered to approve request by Emerald Galveston Holdings, LLC to waive/refund penalty, interest, and attorney fees for Account No. 3204-0000-0607-000.

Judge Henry	Yes
Commissioner Doyle	No
Commissioner O'Brien	Yes
Commissioner Holmes	Yes
Commissioner Clark	Yes

Motion to reconsider by Commissioner Holmes, seconded by County Judge Henry

Duly put and unanimously carried (5-0), it is ordered to reconsider request by Emerald Galveston Holdings, LLC to waive/refund penalty, interest, and attorney fees for Account No. 3204-0000-0607-000.

Judge Henry	Yes
Commissioner Doyle	Yes
Commissioner O'Brien	Yes
Commissioner Holmes	Yes
Commissioner Clark	Yes

Motion by County Judge Henry, seconded by Commissioner Holmes

Duly put and unanimously carried (5-0), it is ordered to deny request by Emerald Galveston Holdings, LLC to waive/refund penalty, interest, and attorney fees for Account No. 3204-0000-0607-000.

Judge Henry	Yes
Commissioner Doyle	Yes
Commissioner O'Brien	Yes
Commissioner Holmes	Yes
Commissioner Clark	Yes

b. Account No.: 3267-0000-0261-000 Harbour Classic Builders, LLC

Motion by County Judge Henry, seconded by Commissioner O'Brien

Duly put and unanimously carried (5-0), it is ordered to deny request by Harbour Classic Builders, LLC to refund penalty and interest for Account No. 3267-0000-0261-000.

Judge Henry	Yes
Commissioner Doyle	Yes
Commissioner O'Brien	Yes
Commissioner Holmes	Yes
Commissioner Clark	Yes

c. Account No.: 4939-0000-0225-000 Maravilla Owners Association

Motion by County Judge Henry, seconded by Commissioner O'Brien

Duly put and unanimously carried (5-0), it is ordered to approve request by Maravilla Owners Association to waive penalty and interest for Account No. 4939-0000-0225-000.

Judge Henry	Yes
Commissioner Doyle	Yes
Commissioner O'Brien	Yes
Commissioner Holmes	Yes
Commissioner Clark	Yes

11. ~~Discuss and consider approval of a~~ preliminary plan for County Commissioners, Justices of the Peace and the Constables Precinct Boundaries for the purpose of redistricting related to the 2010 Census submitted by County Judge.

No action taken.

12. Consideration of change order no. 1 to the R.W. Lucas Construction, LLC contract for the Galveston County Road Extensions for Various Roads in the Bacliff and San Leon projects submitted by the County Engineer.

Motion by Commissioner O'Brien, seconded by County Judge Henry

Duly put and unanimously carried (5-0), it is ordered to approve change order no. 1 to the R.W. Lucas Construction, LLC contract for the Galveston County Road Extensions for Various Roads in the Bacliff and San Leon projects.

Judge Henry	Yes
Commissioner Doyle	Yes
Commissioner O'Brien	Yes
Commissioner Holmes	Yes
Commissioner Clark	Yes

13. Consideration of an agreement with Union Pacific Railroad Company to fund modifications to the rail crossing for the Deats Road project submitted by the County Engineer.

Motion by Commissioner Holmes, seconded by Commissioner O'Brien

Duly put and unanimously carried (5-0), it is ordered to approve an agreement with Union Pacific Railroad Company to fund modifications to the rail crossing for the Deats Road project.

Judge Henry	Yes
Commissioner Doyle	Yes
Commissioner O'Brien	Yes
Commissioner Holmes	Yes
Commissioner Clark	Yes

14. Consideration of additional services authorization for Jacobs Engineering on the Mid-County Annex submitted by the County Architect.

Motion by Commissioner Holmes, seconded by Commissioner Doyle

Duly put and unanimously carried (5-0), it is ordered to approve additional services authorization for Jacobs Engineering on the Mid-County Annex.

Judge Henry	Yes
Commissioner Doyle	Yes
Commissioner O'Brien	Yes
Commissioner Holmes	Yes
Commissioner Clark	Yes

15. Consideration of authorization for additional services on the design phase of the Senior Center by Jacobs Engineering and the termination of their contract upon completion of that phase submitted by the County Architect.

Motion by County Judge Henry, seconded by Commissioner Clark

Duly put and unanimously carried (5-0), it is ordered to defer item 15.

Judge Henry	Yes
Commissioner Doyle	Yes
Commissioner O'Brien	Yes
Commissioner Holmes	Yes
Commissioner Clark	Yes

16. Consideration of permission to finish Senior Center project in house with Contract Services of Architect, Mike Steffey, submitted by the County Architect.

Motion by County Judge Henry, seconded by Commissioner Clark

Duly put and unanimously carried (5-0), it is ordered to defer item 16.

Judge Henry	Yes
Commissioner Doyle	Yes
Commissioner O'Brien	Yes
Commissioner Holmes	Yes
Commissioner Clark	Yes

17. Consider recommending awarding contracts on the following Bids submitted by the Purchasing Agent.

a. Bid #B111037 Hughes Road Reconstruction

Motion by Commissioner Holmes, seconded by Commissioner Doyle

Duly put and unanimously carried (5-0), it is ordered to approve the award of contract for Bid #B111037 for Hughes Road Reconstruction to R. W. Lucas Construction, LLC, as recommended.

Judge Henry	Yes
Commissioner Doyle	Yes
Commissioner O'Brien	Yes
Commissioner Holmes	Yes
Commissioner Clark	Yes

b. Bid #B111047 City of Bayou Vista, Ling Street Rehabilitation

Motion by Commissioner O'Brien, seconded by County Judge Henry

Duly put and unanimously carried (5-0), it is ordered to approve award of contract for Bid #B111047 for City of Bayou Vista, Ling Street Rehabilitation to Mullen Asphalt Paving Company, Inc., as recommended.

Judge Henry	Yes
Commissioner Doyle	Yes
Commissioner O'Brien	Yes
Commissioner Holmes	Yes
Commissioner Clark	Yes

18. Consideration to cancel and authorize the Purchasing Agent to re-bid the following bid submitted by the Purchasing Agent.

a. Bid #B112024 Sale of Recyclable Products

Motion by Commissioner O'Brien, seconded by County Judge Henry

Duly put and unanimously carried (5-0), it is ordered to cancel Bid #B112024 for Sale of Recyclable Products and the Purchasing Agent is authorized to re-bid.

Judge Henry	Yes
Commissioner Doyle	Yes
Commissioner O'Brien	Yes
Commissioner Holmes	Yes
Commissioner Clark	Yes

19. Consider recommending awarding a contract on the following RFP submitted by the Purchasing Agent.

a. RFP #B112019 Lockbox Services for Galveston County of Galveston

Motion by County Judge Henry to defer item 19a.

20. Consideration of Budget Amendments submitted by the Budget Officer.

Fiscal Year	Amendment #	Description
2011	11-112-0802-A	Juvenile Justice – Budget request for three exemptions to the hiring freeze – Juvenile Justice Officers – Positions #2561180044, #2561190023 and #2561190034.

Motion by County Judge Henry, seconded by Commissioner O'Brien

Duly put and unanimously carried (5-0), it is ordered to approve the Budget Amendment for Juvenile Justice for three Exemptions to the hiring freeze for Juvenile Justice Officers, Positions #2561180044, #2561190023 and #2561190034.

Judge Henry	Yes
Commissioner Doyle	Yes
Commissioner O'Brien	Yes
Commissioner Holmes	Yes
Commissioner Clark	Yes

2011	11-113-0802-B	Unlimited Tax Road Bonds, Series 2009A – Request to budget Change Order No. 1 – R.W. Lucas – transfer funds from Caroline to roads – Precinct #1.
-------------	----------------------	--

Motion by Commissioner Holmes, seconded by County Judge Henry

Duly put and unanimously carried (5-0), it is ordered to approve the Budget Amendment for Unlimited Tax Road Bonds, Series 2009A to budget Change Order No. 1 for R.W. Lucas to transfer funds from Caroline to roads in Precinct #1.

Judge Henry	Yes
Commissioner Doyle	Yes
Commissioner O'Brien	Yes
Commissioner Holmes	Yes
Commissioner Clark	Yes

2011 11-114-0802-C Constable Precinct #7 – Budget request for an exemption to the hiring freeze – Deputy Constable – Position - #2237000002.

Motion by Commissioner Doyle, seconded by Commissioner O'Brien

Duly put and unanimously carried (5-0), it is ordered to approve the Budget Amendment for Constable Precinct #7 for an exemption to the hiring freeze for Deputy Constable, Position #2237000002.

Judge Henry	Yes
Commissioner Doyle	Yes
Commissioner O'Brien	Yes
Commissioner Holmes	Yes
Commissioner Clark	Yes

21. Consideration of Appointment of a Deputy as submitted by Constable, Precinct Number 7.

Motion by County Judge Henry to defer item 21.

22. Consideration of authorizing the County Judge to execute Memorandum of Understanding with the U.S. Coast Guard regarding augmentation of the Galveston County Emergency Operations Center during emergencies submitted by the Emergency Management Coordinator.

Motion by Commissioner O'Brien, seconded by County Judge Henry

Duly put and unanimously carried (5-0), it is ordered to authorize the County Judge to execute a Memorandum of Understanding with the U.S. Coast Guard regarding augmentation of the Galveston County Emergency Operations Center during emergencies.

Judge Henry	Yes
Commissioner Doyle	Yes
Commissioner O'Brien	Yes
Commissioner Holmes	Yes
Commissioner Clark	Yes

23. Consideration of Hurricane Ike items:

- a. Consideration of authorizing execution of Amended Contracts for Sale under the Hazard Mitigation Grant Program submitted by the Emergency Management Coordinator.

Motion by County Judge Henry, seconded by Commissioner O'Brien

Duly put and carried (4-0-1), it is ordered to authorize execution of Amended Contracts for Sale under the Hazard Mitigation Grant Program.

Judge Henry	Yes
Commissioner Doyle	Abstain
Commissioner O'Brien	Yes
Commissioner Holmes	Yes
Commissioner Clark	Yes

- b. Update on Housing Program submitted by Director of Housing.

No action taken.

Commissioners Court adjourned at 2:35 p.m. on Tuesday, August 2, 2011.

**WORKSHOP WILL BEGIN IMMEDIATELY AFTER COMMISSIONERS
COURT ADJOURNS**

WORKSHOP AGENDA

1. Discuss Bond Refinance presented by Louis E. Pauls and associates.

SPEAK

MEETING DATE 8/15/11

SIGNATURE

PRINTED NAME

Jan Woltz

Jan Woltz ✓ ✓

Trish Hanks

TRISH HANKS ✓ ✓

Bill C. Provenzano

BILL PROVENZANO ✓ ✓

Diana B. Boile

Diana B. Boile ✓ ✓

Harold Meinecke

Harold Meinecke ✓ ✓

Harold Brown

Harold Brown ✓ ✓

Rusty Cates

Rusty Cates ✓ ✓

Tommy Frankovich

Tommy Frankovich ✓ ✓

Barbara Meeks

Barbara Meeks ✓ ✓

Neil Baron

Neil BARON ✓ ✓

Louis Decker

Louis Decker

Speaking

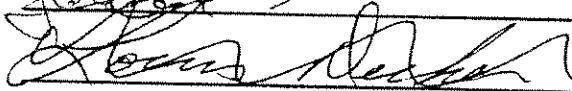
MEETING DATE 8/16/11

SIGNATURE

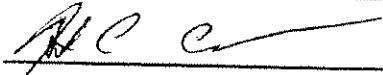
PRINTED NAME



Gerhard Heinecke



Ken Deckard



Rusty Cates

Mike Burkhardt.

JP5-Darrell Apffel

Derrick Rose, Constable Pct 3

Don Cherry, Constable Pct 1

Johnny Hollowell

Jimmy Fuller, Constable Pct 4

David Floyd

Louis Deaker.

JP4-Mike Nelson

Terry Petteway, Constable Pct 2

Neil Baron

Speaking

MEETING DATE 8/17/11

SIGNATURE

PRINTED NAME

CYNTHIA SRADER ✓✓

Anne Willis ✓✓

Judge Pat Vondra ✓✓

~~PAULA DISERELLE~~ ✓

Margo Johnson

~~PHILIP~~ ✓

Jacqueline Cook

Jim Vondra ✓✓

LARRY FLANAGAN ✓✓

J. DNEY BOUSE ✓✓

DONALD MALLET ✓✓

CHRIS PIERCE ✓

GEORGE STRONG ✓

STAN SCHUBERT ✓.

KAREN SCHUBERT ✓.

CYNTHIA SRADER ✓.

LORI LYKOS ✓.

MICHAEL LYKOS ✓.

PAULA ASSARELLI ✓.

BROB HEISS ✓.

Deanna ?

CHARIOTE VISE ✓ EDWIN SMITH ✓

BOB ATWOOD ✓ RANDY RAPP ✓

BRUCE FARRARD ✓ PAT MCDONALD ✓

WIMMY BOUSE ✓ Brad Vratias ✓

Constance Comeaux ✓

Speaking

0

MEETING DATE 8/22/11

SIGNATURE	PRINTED NAME
<u>Janis Lowe</u>	Janis Lowe ✓
<u>Barbara Meeks</u>	Barbara Meeks ✓
<u>Sarah Von Dran</u>	SARAH VON DRAN ✓
<u>Chris Kinard</u>	Chris Kinard ✓
<u>Malinda Garcia</u>	Malinda Garcia ✓
<u>Alex Garcia</u>	Alex Garcia ✓
<u>Barbara White</u>	Barbara White ✓
<u>Shannon Trochost</u>	Shannon Trochost ✓
<u>Kathy Rogers</u>	Kathy Rogers ✓
<u>Phil Roberts</u>	Phil Roberts ✓
<u>Gerhard Meier</u>	Gerhard Meier ✓
<u>Paula Smith</u>	Paula Smith ✓
<u>Mike Smith</u>	Mike Smith ✓
<u>Jannik Kranz</u>	Jannik Kranz ✓
<u>Bruce Woodcock</u>	BRUCE WOODCOCK ✓
<u>Monica Millican</u>	Monica Millican ✓
<u>Barbara Meeks</u>	BARBARA MECKS
<u>Todd Kinsey</u>	TODD KINSEY ✓

MEETING DATE 8/22/11

SIGNATURE	PRINTED NAME
<i>JOREEN Hughes</i>	JOREEN HUGHES ✓
<i>Susan Myers</i>	Susan Myers ✓
<i>Richard Batic</i>	Richard Batic ✓
<i>Darrell A. Appfel</i>	DARRELL A. APFFEL ✓
<i>Shawn Batic</i>	Shawn Batic ✓
<i>Jack CROSS</i>	JACK CRUGS ✓
<i>K.C. Broyles</i>	Kenneth C. Broyles ✓
<i>Carlos Garza</i>	Carlos Garza ✓
<i>Matt Doyle</i>	MATT DOYLE ✓
<i>Chuck I. Doyle</i>	Chuck I. Doyle ✓
<i>Heidi Thress</i>	Heidi Thress ✓
<i>Dee Ann Honey</i>	Dee Ann Honey ✓
<i>Larry Schumacher</i>	LARRY SCHUMACHER ✓
<i>Bob Senter</i>	BOB SENTER ✓
<i>Jenny Senter</i>	JENNY SENTER ✓
<i>Geri Bentley</i>	GERI BENTLEY ✓
<i>Carole Alexander</i>	Carole Alexander ✓
<i>Carol Dean</i>	Carol Dean ✓

MEETING DATE 8/22/11

SIGNATURE

PRINTED NAME

~~Patricia V. Grady~~~~Patricia V. Grady~~ ✓ ✓~~Brenda Guerrero~~~~Brenda Guerrero~~ ✓ ✓~~Roxann Lewis~~~~Roxann Lewis~~ ✓ ✓~~JOEL J. CALDWELL~~~~JOEL J. CALDWELL~~ ✓ ✓~~Dan Krieger~~~~Dan Krieger~~ ✓ ✓~~Rusty Cates~~~~Rusty Cates~~ ✓ ✓~~Randy Denaard~~~~Randy Denaard~~ ✓ ✓~~Diane Y. Merchant~~~~Diane Y. Merchant~~ ✓ ✓~~Geraldine Sam~~~~Geraldine Sam~~ ✓ ✓~~Lupe Canto~~~~Lupe Canto~~ ✓ ✓~~STANLEY F. BEAUM~~~~STANLEY F. BEAUM~~ ✓ ✓~~JAMES HOBGOOD~~~~JAMES HOBGOOD~~ ✓ ✓~~Robert Hutchins~~~~Robert Hutchins~~ ✓ ✓~~Robert Hutchins~~~~Robert Hutchins~~ ✓ ✓~~DEDRICH JOHANSON~~~~DEDRICH JOHANSON~~ ✓ ✓~~Becky Little~~~~Becky Little~~ ✓ ✓~~Chris Stevens~~~~Chris Stevens~~ ✓ ✓~~Leon Phillips~~~~Leon Phillips~~ ✓ ✓

Speaking

①

MEETING DATE 8/23/11

SIGNATURE	PRINTED NAME		
<u>Carol Dean</u>	<u>Carol Dean</u>	✓	✓
<u>Pasey FARRIS</u>	<u>Pasey Farris</u>	✓	✓
<u>HENRY GOMEZ</u>	<u>Henry Gomez</u>	✓	✓
<u>Linda Vitlay</u>	<u>SANDRA TETEEY</u>	✓	✓
<u>Thon Putman</u>	<u>Thon Putman</u>	✓	✓
<u>Barbara Meeks</u>	<u>BARBARA MEERS</u>	✓	✓
<u>Richard Batie</u>	<u>Karen Batie</u>	✓	✓
<u>K. Pe</u>	<u>Karen Lewis</u>	✓	✓
<u>Mike</u>	<u>MIKE SMITH</u>	✓	✓
<u>Paula Smith</u>	<u>G. Heineke</u>	✓	✓
<u>Paula Smith</u>	<u>Paula Smith</u>	✓	✓
<u>Carolyn Sun</u>	<u>Carolyn Sunseri</u>	✓	✓
<u>Joe Compian</u>	<u>JOE COMPIAN</u>	✓	✓
<u>James H. Hobgood</u>	<u>JAMES HOBGOOD</u>	✓	✓
<u>LINDA Burton</u>	<u>Linda Burton</u>	✓	✓
<u>RON DAILY</u>	<u>R. M. Daily</u>	✓	✓
<u>Gloyd Criss</u>	<u>Gloyd Criss</u>	✓	✓
<u>Penny L. Pope</u>	<u>Penny L. Pope</u>	✓	✓

MEETING DATE 8/23/11

SIGNATURE	PRINTED NAME		
<u>Malinda Garcia</u>	<u>Malinda Garcia</u>	✓	✓
<u>Harold Thomas</u>	<u>Harold Thomas</u>	✓	✓
<u>Barbara Roberts</u>	<u>BARBARA ROBERTS</u>	✓	✓
<u>J. D. Roberts</u>	<u>J. D. ROBERTS</u>	✓	✓
<u>Robert Hutchins</u>	<u>Robert Hutchins</u>	✓	✓
<u>Louis Wayne Brown</u>	<u>Louis WAYNE BROWN</u>	✓	✓
<u>Don Cherry</u>	<u>Don Cherry</u>	✓	✓
<u>Brenda Gutierrez</u>	<u>Brenda Gutierrez</u>	✓	✓
<u>Ryan Dennard</u>	<u>Ryan Dennard</u>	✓	✓
<u>Rusty Cates</u>	<u>Rusty Cates</u>	✓	✓
<u>MARCEY CASEY</u>	<u>Marcia Casey</u>	✓	✓
<u>Chris Peden</u>	<u>CHRIS PEDEN</u>	✓	✓
<u>Shawn C. Phillips</u>	<u>Shawn C. Phillips</u>	✓	✓
<u>Andrea P. Sunseti</u>	<u>Andrea P. SUNSETI</u>	✓	✓
<u>Mary Helen Stone</u>	<u>Mary Helen Stone</u>	✓	✓
<u>JOEL J. CALDWELL</u>	<u>JOEL J. CALDWELL</u>	✓	✓
<u>ORA S. FIELDS</u>	<u>ORA S. FIELDS</u>	✓	✓

8/23/11

PRINTED NAME

JEAN SARGENT

ANNA LEIGH SARGENT

MARY JEAN SARGENT

Robert E. Hoskins

Terry Ritter

MEETING DATE 8/23/11

SIGNATURE

PRINTED NAME

Rev. James D. Smith

Rev. James D. Smith ✓

Chris Stevens

Chris Stevens ✓

Joseph Joe Saworski

Joseph Joe Saworski ✓

John Gay

John Gay ✓

Leon Phillips II

Leon Phillips II ✓

①

MINUTES

BE IT REMEMBERED, That on this 30th day of August, 2011, Commissioners Court of Galveston County, Texas, met at a regular meeting with the following present:

MARK HENRY	COUNTY JUDGE
PATRICK F. DOYLE	COMMISSIONER PRECINCT 1
KEVID D. O'BRIEN	COMMISSIONER PRECINCT 2
STEPHEN D. HOLMES	COMMISSIONER PRECINCT 3
KENNETH D. CLARK	COMMISSIONER PRECINCT 4
DWIGHT D. SULLIVAN	COUNTY CLERK

Attendees Present: County Auditor Cliff Billingsley; Attorney for the Court Harvey Bazaman.

CALL TO ORDER

Call to Order by Judge Henry at 1:02 P.M. at the Galveston County Courthouse.

PLEDGE OF ALLEGIANCE

Commissioner O'Brien led the Court in the Pledge of Allegiance.

INVOCATION

The Invocation was given by Commissioner Holmes.

CONSENT AGENDA ITEMS 1-13

- *1. Submitted by County Auditor's Office:
 - a. Approval of Accounts Payable checks dated 8/30/11.
 - b. Orders for payroll period ending 8/17/11 Bi-weekly #17.
 - c. GASB 54 fund balance policy.
- *2. Approval of Summary of *Bi-Weekly Personnel Movements* processed during pay period 17; August 4 thru August 17, 2011 as submitted by Human Resources.
- *3. Consideration of authorizing the *County Judge to sign a Resale Deed on a Tax Foreclosed Property* submitted by Right of Way.

- *4. Receive and file *TCEQ Scrap Tire Facility Registration packet*.
- *5. Receive and file *Notice of Change in Contract Administration for the Community Development Block Grant Disaster Recovery Program* submitted by the Grants Manager.
- *6. Receive and file *Notice of Recovery for Damages to County Vehicle* in the amount of \$1,428.80 submitted by County Legal.
- *7. Receive and file *Notice of Payment Receipt and Approval of Release of Lien; 964 Clara, Crystal Beach, Texas* submitted by County Legal.
- *8. Consideration of *Approval of Proposed Settlement of Property Damage Claim* made by Larry Kraft submitted by County Legal.
- *9. Consideration of *Adoption of Annually Determined Contribution Rate for TCDRS at its Current Rate for Calendar Year 2012* submitted by County Legal.
- *10. Consideration of *Authorization for the Department of Social Services to make Reimbursement to the Accounts of Certain Wards in the County Guardianship Program* in accordance with the requirements of the Social Security Administration submitted by the County Legal.
- *11. Consideration of extension of the existing lease for record storage with Ross Novelli, Jr. for a period of one year beginning 8/15/2011 through 8/14/2012 submitted by County Legal.
- *12. Consideration of assessment of improper wages and penalties under Texas Gov't Ch. 2258 submitted by Wage Compliance Officer.
 - a. AV Adek – Galveston County Animal Shelter
 - b. Total Cabinets – Galveston County Animal Shelter

*13. Consideration and Consent of *Refunds in Excess of \$2,500* submitted by Assessor and Collector of Taxes:

Account Number	Amount	Reason
1505-0000-0009-000	\$ 6,041.62	Overpayment
3015-0042-0000-005	\$ 4,783.34	Overpayment
5287-0000-0426-000	\$ 2,863.09	Overpayment
5742-0000-0001-000	\$ 4,845.69	Overpayment
4918-0002-0020-000	\$ 3,000.00	Overpayment
5305-0001-0002-000	\$ 3,386.71	Overpayment
1435-0000-0001-000	\$ 4,734.00	Overpayment
2445-0001-0015-000	\$ 4,877.24	Overpayment
2845-0002-0006-000	\$ 3,972.12	Overpayment
6391-0000-0028-000	\$ 7,967.26	Overpayment

Motion by County Judge Henry, seconded by Commissioner O'Brien

Duly put and unanimously carried (5-0), it is ordered to approve consent agenda items 1-13.

Judge Henry	Yes
Commissioner Doyle	Yes
Commissioner O'Brien	Yes
Commissioner Holmes	Yes
Commissioner Clark	Yes

14. Consideration of request for waiver or refund of penalty and interest of the following accounts submitted by Assessor and Collector of Taxes:

a. Account No.: 6240-0110-0015-000 (2010)	Karen Mendez
b. Account No.: 6240-0110-0015-000 (2009)	Karen Mendez
c. Account No.: 6240-0110-0015-000 (2008)	Karen Mendez
d. Account No.: 6240-0110-0015-000 (2007)	Karen Mendez
e. Account No.: 6240-0110-0015-000 (2006)	Karen Mendez

Motion by County Judge Henry, seconded by Commissioner O'Brien

Duly put and unanimously carried (5-0), it is ordered to deny request by Karen Mendez to refund penalty and interest for Account No. 6240-0110-0015-000.

Judge Henry	Yes
Commissioner Doyle	Yes
Commissioner O'Brien	Yes
Commissioner Holmes	Yes
Commissioner Clark	Yes

f. Account No.: 4483-0002-0020-000	C. Wrenn Downey
g. Account No.: 7206-0000-0289-011	C. Wrenn Downey
h. Account No.: 7206-0000-0289-012	C. Wrenn Downey
i. Account No.: 6868-0002-0064-000	C. Wrenn Downey
j. Account No.: 2775-0010-2213-001	C. Wrenn Downey
k. Account No.: 8600-0404-8533-001	C. Wrenn Downey
l. Account No.: 8600-0441-8739-000	C. Wrenn Downey
m. Account No.: 3405-0000-0012-001	C. Wrenn Downey

Motion by County Judge Henry, seconded by Commissioner O'Brien

Duly put and unanimously carried (5-0), it is ordered to deny request by C. Wrenn Downey to refund penalty and interest for the above account numbers.

Judge Henry	Yes
Commissioner Doyle	Yes
Commissioner O'Brien	Yes
Commissioner Holmes	Yes
Commissioner Clark	Yes

n. Account No.: 4880-0003-0009-000 (2006)	Scanlon 1998 Family Trust
o. Account No.: 4880-0003-0009-000 (2007)	Scanlon 1998 Family Trust

Motion by County Judge Henry to defer item 14n and 14o.

p. Account No.: 6391-0000-0091-001	Thomas C. Collins
------------------------------------	-------------------

Motion by County Judge Henry, seconded by Commissioner O'Brien

Duly put and unanimously carried (5-0), it is ordered to deny request by Thomas C. Collins to waive penalty and interest for Account No. 6391-0000-0091-001.

Judge Henry	Yes
Commissioner Doyle	Yes
Commissioner O'Brien	Yes
Commissioner Holmes	Yes
Commissioner Clark	Yes

q. Account No.: 5911-0003-0018-000 (2010) Dang Peter & Phuc Nguyen
r. Account No.: 5911-0003-0018-000 (2009) Dang Peter & Phuc Nguyen

Motion by County Judge Henry, seconded by Commissioner O'Brien

Duly put and unanimously carried (5-0), it is ordered to deny request by Dang Peter and Phuc Nguyen to waive penalty and interest for Account No. 5911-0003-0018-000.

Judge Henry	Yes
Commissioner Doyle	Yes
Commissioner O'Brien	Yes
Commissioner Holmes	Yes
Commissioner Clark	Yes

15. Consideration of Budget Amendment as submitted by the Budget Officer:

Fiscal Year	Amendment #	Description
2011	11-129-0830-B	Juvenile Justice – Budget request for one exemption to the hiring freeze and an exemption to the four pay period vacancy requirement– Juvenile Justice Officer – 2561190040.

Motion by Commissioner Holmes, seconded by Commissioner O'Brien

Duly put and unanimously carried (5-0), it is ordered to approve the Budget Amendment for Juvenile Justice for one exemption to the hiring freeze and an exemption to the four pay period vacancy requirement for Juvenile Justice Officer, 2561190040.

Judge Henry	Yes
Commissioner Doyle	Yes
Commissioner O'Brien	Yes
Commissioner Holmes	Yes
Commissioner Clark	Yes

Motion by Commissioner Holmes, seconded by Commissioner Doyle to take items 23-26 out of order.

Duly put and unanimously carried (5-0), it is ordered to move to item 23.

Judge Henry	Yes
Commissioner Doyle	Yes
Commissioner O'Brien	Yes
Commissioner Holmes	Yes
Commissioner Clark	Yes

16. Public Hearing on Proposed FY 2012 County Budget.

Public Hearing was opened at 2:26 P.M.

Public hearing held.

No public comments.

Public Hearing was closed at 2:26 P.M.

No Action Taken.

17. Adoption of the FY 2012 County Budget and establishment of budget reserves submitted by the Budget Officer.

Motion by County Judge Henry, seconded by Commissioner O'Brien to adopt the budget.

Amended motion by Commissioner Doyle, seconded by Commissioner Holmes to amend budget to reduce the tax rate, which can be confirmed by the Budget Officer, by 4 1/2¢ that will deplete the indigent health care fund and bring us back to a revenue generated to expenses generated, as we have been in the past and should be, and let those funds go back to the taxpayers as we promised two years ago.

Amended motion failed (2-3) to amend budget to reduce the tax rate, which can be confirmed by the Budget Officer, by 4 1/2¢ that will deplete the indigent health care fund and bring us back to a revenue generated to expenses generated, as we have been in the past and should be, and let those funds go back to the taxpayers as we promised two years ago.

Judge Henry	No
Commissioner Doyle	Yes
Commissioner O'Brien	No
Commissioner Holmes	Yes
Commissioner Clark	No

Amended motion by Commissioner Doyle, seconded by Commissioner Holmes to amend budget to cut all auto allowances for the Commissioners and cut all elected official's salaries by 5%.

Amended motion failed (2-3) to amend budget to cut all auto allowances for Commissioners and cut all elected official's salaries by 5%.

Judge Henry	No
Commissioner Doyle	Yes
Commissioner O'Brien	No
Commissioner Holmes	Yes
Commissioner Clark	No

Amended motion by Commissioner Doyle, seconded by Commissioner Holmes to amend budget to cut all auto allowances for Commissioners and 5% pay cut to all County Commissioners and County Judge.

Duly put and carried (4-1), it is ordered to amend budget to cut all auto allowances for Commissioners and 5% pay cut to all County Commissioners and County Judge.

Judge Henry	Yes
Commissioner Doyle	Yes
Commissioner O'Brien	No
Commissioner Holmes	Yes
Commissioner Clark	Yes

Motion by County Judge Henry, seconded by Commissioner O'Brien to approve budget as amended.

Motion failed (2-3), to approve the budget with amendments.

Judge Henry	Yes
Commissioner Doyle	No
Commissioner O'Brien	No
Commissioner Holmes	No
Commissioner Clark	Yes

Motion by Commissioner Clark, seconded by Commissioner O'Brien to reconsider the previous motion to approve budget as presented.

Duly put and unanimously carried (5-0), it is ordered to reconsider the previous motion to approve budget as presented.

Judge Henry	Yes
Commissioner Doyle	Yes
Commissioner O'Brien	Yes
Commissioner Holmes	Yes
Commissioner Clark	Yes

Motion by Commissioner Doyle to approve the budget with sole amendment for a 5% pay cut for County Judge and Commissioners and cut all auto allowances for Commissioners and County Judge.

Motion withdrawn by Commissioner Doyle.

Motion by Commissioner Clark, seconded by Commissioner Doyle to approve budget with an across the board salary cut of 5% for all elected officials with the 5% for District Judges coming from the county portion of their salary and eliminate all Commissioners and County Judge's auto allowance.

Amendment to motion by Commissioner Clark, seconded by Commissioner O'Brien to cut positions 2 and 3 from the Road and Bridge Department.

Duly put and carried (3-2), it is ordered to approve amendment to motion to cut positions 2 and 3 from the Road and Bridge Department.

Judge Henry	Yes
Commissioner Doyle	No
Commissioner O'Brien	Yes
Commissioner Holmes	No
Commissioner Clark	Yes

Motion by Commissioner Clark, seconded by Commissioner Doyle to approve budget with an across the board salary cut of 5% for all elected officials with the 5% for District Judges coming from the county portion of their salary and eliminate all Commissioners and County Judge's auto allowance and cut positions 2 and 3 from the Road and Bridge Department.

Motion failed (0-5) to approve budget with an across the board salary cut of 5% for all elected officials with the 5% for District Judges coming from the county portion of their salary and eliminate all Commissioners and County Judge's auto allowance and cut positions 2 and 3 from the Road and Bridge Department.

Judge Henry	No
Commissioner Doyle	No
Commissioner O'Brien	No
Commissioner Holmes	No
Commissioner Clark	No

Motion by Commissioner Doyle, seconded by Commissioner Holmes

Motion failed (2-3) to amend the budget for a one-time 3¢ tax rate reduction.

Judge Henry	No
Commissioner Doyle	Yes
Commissioner O'Brien	No
Commissioner Holmes	Yes
Commissioner Clark	No

Motion by County Judge Henry, seconded by Commissioner O'Brien to approve budget as presented.

Amended motion by Commissioner Doyle, seconded by County Judge Henry for a 5% pay reduction of County Judge and Commissioners salaries and cut County Judge and Commissioners auto allowances.

Duly put and unanimously carried (5-0), it is ordered to approve the budget with amendment for a 5% reduction of County Judge and Commissioners salaries and cut County Judge and Commissioners auto allowances.

Judge Henry	Yes
Commissioner Doyle	Yes
Commissioner O'Brien	Yes
Commissioner Holmes	Yes
Commissioner Clark	Yes

18. Public Hearing on the County Clerk's Proposed Records Archive Fee Established Under §118.025 and §118.011(f) of the Texas Local Government Code.

Public Hearing was opened.

Public hearing held.

No public comments.

Public Hearing was closed.

No Action Taken.

19. Consideration of Adoption of the County Clerk's proposed Records Archive Fee Established Under §118.025 and §118.011(f) of the Texas Local Government Code.

Motion by County Judge Henry, seconded by Commissioner O'Brien

Duly put and unanimously carried (5-0), it is ordered to adopt the County Clerk's proposed Records Archive Fee Established Under §118.025 and §118.011(f) of the Texas Local Government Code.

Judge Henry	Yes
Commissioner Doyle	Yes
Commissioner O'Brien	Yes
Commissioner Holmes	Yes
Commissioner Clark	Yes

20. Public Hearing on the District Clerk's Proposed Records Archive Fee Established Under §51.305 of the Texas Government Code.

Public Hearing was opened.
Public hearing held.
No public comments.
Public Hearing was closed.
No Action Taken.

21. Consideration of Adoption of the District Clerk's Proposed Records Archive Fee Established Under §51.305 of the Texas Government Code.

Motion by County Judge Henry, seconded by Commissioner O'Brien

Duly put and unanimously carried (5-0), it is ordered to adopt the District Clerk's Proposed Records Archive Fee Established Under §51.305 of the Texas Government Code.

Judge Henry	Yes
Commissioner Doyle	Yes
Commissioner O'Brien	Yes
Commissioner Holmes	Yes
Commissioner Clark	Yes

22. Adoption of 2012 County Tax Rate.

Motion by County Judge Henry, seconded by Commissioner Clark

Duly put and unanimously carried (5-0), it is ordered to adopt the 2012 County Tax Rate.

Judge Henry	Yes
Commissioner Doyle	Yes
Commissioner O'Brien	Yes
Commissioner Holmes	Yes
Commissioner Clark	Yes

23. Introduce and discuss a preliminary plan for Justices of the Peace and Constables for the purpose of redistricting related to the 2010 Census submitted by County Commissioner, Pct. 2.

No Action Taken.

24. Public Comment on Commissioner and JP/Constable Redistricting Maps Proposed as a result of the 2010 Census.

Public Comments: (See DVD of hearing for comments)

Jeanie Turk addressed the Court supporting Commissioner Plan 3.

Dr. Dotti L. Jones addressed the Court supporting Commissioner Plan 3 and Constable/JP Plan 2.

Jack Cross addressed the Court supporting Commissioner Plan 3 and Constable/JP Plan 2.

Leon Phillips addressed the Court supporting Commissioner Plan 3.

Maryanne Rogers addressed the Court asking to keep the Justice of the Peace in Bolivar.

Henry Gomez addressed the Court supporting Commissioner Plan 3 and keeping all Constables/JP's.

Tim Paulissen, Mayor of League City, addressed the Court presenting City of League Resolution supporting consolidation of Constable/JP's in Plan 1 or 2.

Rev. James Daniels addressed the Court.

Dean Benford addressed the Court supporting not to reduce Constables/JP's.

David Miller, President for NAACP in Galveston, addressed the Court supporting Commissioner Plan 3.

No Action Taken.

25. Adoption of a County Commissioner Precincts redistricting map as a result of the 2010 census.

Motion by Commissioner Holmes, seconded by Commissioner Doyle

Motion failed (2-3) to adopt County Commissioner Precincts redistricting map Plan No. 3.

Judge Henry	No
Commissioner Doyle	Yes
Commissioner O'Brien	No
Commissioner Holmes	Yes
Commissioner Clark	No

Motion by Commissioner Clark, seconded by Commissioner O'Brien

Duly put and carried (3-2), it is ordered to adopt County Commissioner Precincts redistricting map Plan No. 1A and authorize the attorneys to through the approval process for D.O.J. Preclearance.

Judge Henry	Yes
Commissioner Doyle	No
Commissioner O'Brien	Yes
Commissioner Holmes	No
Commissioner Clark	Yes

26. Adoption of a Justice of the Peace/Constable Precincts redistricting map as a result of the 2010 census.

Motion by Commissioner Holmes, seconded by Commissioner Doyle

Motion failed (2-3) to adopt Justice of the Peace/Constable Precincts redistricting map Plan 2.

Judge Henry	No
Commissioner Doyle	Yes
Commissioner O'Brien	No
Commissioner Holmes	Yes
Commissioner Clark	No

Motion by County Judge Henry, seconded by Commissioner Clark

Duly put and carried (3-2), it is ordered to adopt Justice of the Peace/Constable Precincts redistricting map Plan 1.

Judge Henry	Yes
Commissioner Doyle	No
Commissioner O'Brien	Yes
Commissioner Holmes	No
Commissioner Clark	Yes

Amended motion by County Judge Henry, seconded by Commissioner Clark

Duly put and carried (3-2), it is ordered to adopt Justice of the Peace/Constable Precincts redistricting map Plan 1A and authorize the attorneys to through the approval process for D.O.J. Preclearance.

Judge Henry	No
Commissioner Doyle	Yes
Commissioner O'Brien	No
Commissioner Holmes	Yes
Commissioner Clark	No

Commissioners Court adjourned at 3:17 P.M. on Tuesday, August 30, 2011.

Exhibit J

NOTICE OF SUBMISSION OF REDISTRICTING PLAN
TO THE DEPARTMENT OF JUSTICE

Galveston County has submitted its redistricting plan for JP\Constables to the United States Department of Justice for its review under Section 5 of the Voting Rights Act, 42, USC § 1973c. A complete duplicate copy of the submission is available for public review in the Galveston County Courthouse, 722 Moody Avenue, Galveston, TX 77550. Any comments regarding the submission may be sent to:

CHIEF, VOTING SECTION
CIVIL RIGHTS DIVISION
ROOM 7254-NWB
DEPARTMENT OF JUSTICE
950 PENNSYLVANIA AVE., NW
WASHINGTON, DC 20530

Honorable Mark Henry
County Judge
Galveston County